807 ✓
RW(T)
dt 23/2/57

1953/54 **File No.** EVS 3154

(Provisional)

REHABILITATION **DEPARTMENT**

B. **BRANCH**

ERS Dep. No 31
57

Subject:—

B Class
Karnatak

Competent officer
- Karnatak Division. Bhatkal

Administration of —

Bar Dept
23/3/54 29/3/54

807/53

P 1118
E.U

D-4

B Class
Karnatak

File No. EVS 3154 — B

1954

(provisional)

Std. Scott. Slip 24-B

2004—5,00,0 C—9-52—K2
G.R., G.D., No. 2408, dated 22-6-22.

Std. Sectt. 78 e.

Competent Officer Karnataka Divn.

Correspondence

DOCKET SHEET

Subject :— Recruitment Officer Karnataka Division Appointment of Temporary

File No.— EVS 1054-B

— RHD —DEPT.

— B —BRANCH.

References :—

Date.	To whom sent.	Notes and instructions.
2.8.52	Branch	Pl. send the case to the R.H.D. 4/8/52

CEP/Dist/17

To
The Custodian of Evacuee Property,
Mercantile Bank Building, (4th Floor)
Fort, BOMBAY.

CEP/Dis/17/
23874.
12-8-52

Sub:- Hearing of claims by Competent Officer under the Separation of Evacuees Interest Act.

Dear Sir,

We, the members of the public beg to state as under:-

There are a number of claims arising out of the Separation of Evacuee and Non-Evacuee Interest Act. Most of the claimants ~~are persons~~ having interest in the --- composite property are purdhanishin ladies and minors. Hence we request that the Competent Officer may kindly camp in Bhatkal town, hear and dispose off these claims for the following reasons:-

1) If all claimants are to go to Bombay for giving their statements and for proofs, they will be put to great inconvenience, hardship and expenses as Bhatkal is the Southern most extremity of the State.

2) The Competent Officer can camp in Bhatkal ~~in xxxx~~ Two bengalows --one the District Bengalow and P.W.D. Bengalow are available for occupation of the touring officers. He can occupy these bengalows without any -- inconvenience.

3) Most of the claimant are old purdhanishin ladies who can not easily go to Bombay City and remain there till their claims are heard and settled. They ar

Contd.---

also poor and not in a position to bear the expenses.

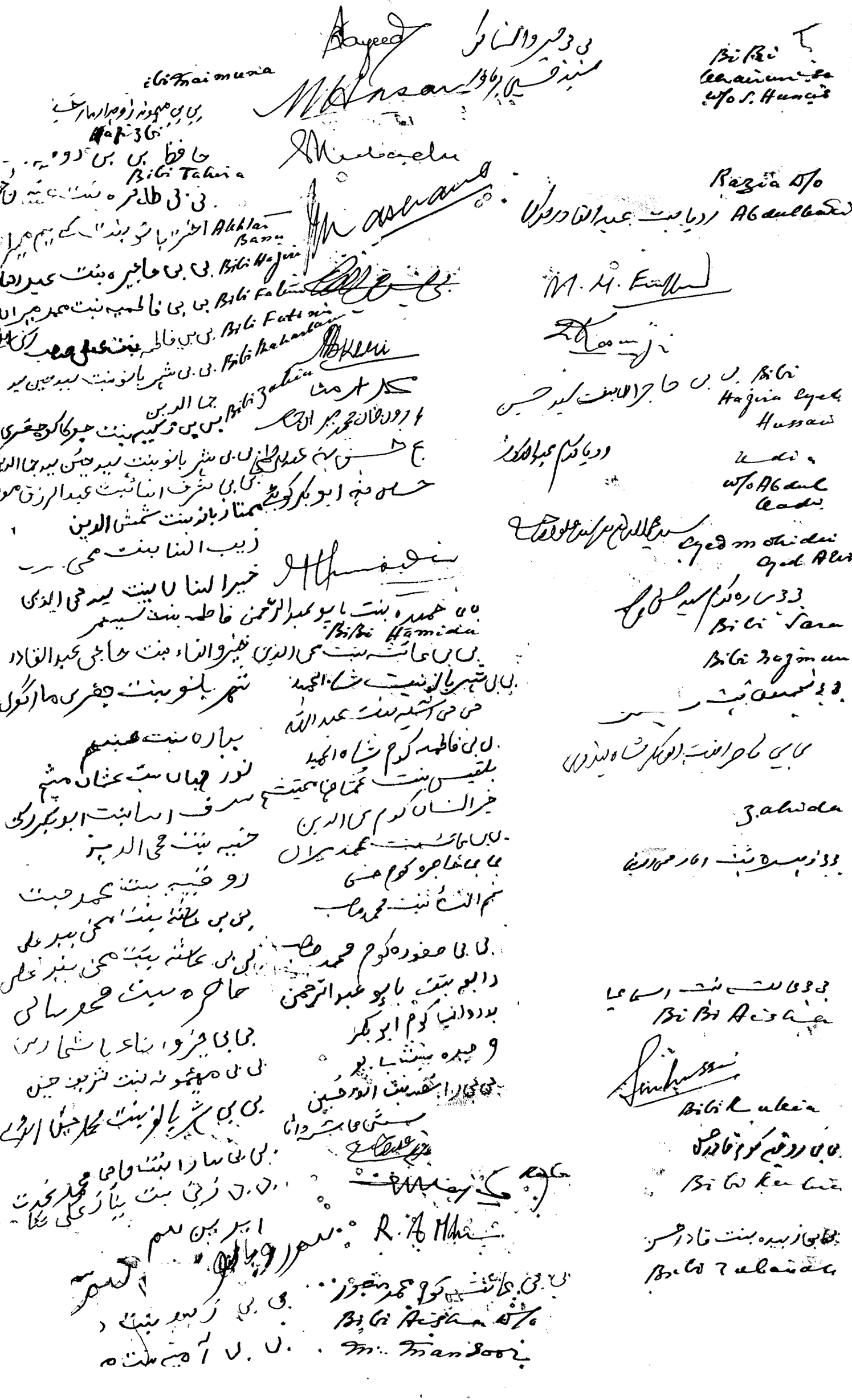
4) Ninety per cent of the claims in the District is round about Bhatkal. Majority is from Bhatkal Petha. The rest is from Manki and ~~Murdeshwar~~ Kurva in Honavar Taluka which are at a distance of 18 and 24 miles from Bhatkal.

Hence we request you to make arrangement for the hearing of these claims at Bhatkal town and thus save unnecessary expenses to the people in these hard days of Economic distress.

Yours faithfully,

BHATKAL, N.K.
2nd. August, 1952.
Ams/-

(S. M. Syed Ahamed)



bi Khairunnisa
Wam Ali Sulezi

(Bibi Aesha)
(Bibi Maimuna)
W/o
Safiah M. Yaseen

Nurjehan
Bridan
Raihana

Kamrunnisa

Khadija

Shahbanu

Munawar Banu

Rozia D/o A. Rahman

Nuranissa

Shahzad
Fareeda
Illi Salida

Sabera D/o H. Abdurahman

Badrunnisa D/o A. Akbar
Wahida D/o Bafu
Abdurahman
Khairunnisa
D/o Mohideen
Rabia D/o Jafar
Zubaida Khanum

Khairunnisa Ismail

Nagma D/o
Mohd.
Razia W/o Haider
Sarwar D/o
Mohd Hussain
Hajra D/o
M. G. Arabi

Mehrunnisa
D/o S. Hussain
Zahida
n. l. rs.

Khalida
Bai Rabbani

Bibi Hajira
W/o Mohideen

Bibi Khatija
W/o
S. Mohd.

(Bibi Khadimunnisa)

(Bibi Fatima)

Bibi Khanumnisa

Bibi Rukia

Bibi Hamdunnisa

Bibi Nurunnisa

Bibi Hamida
Safia D/o Ismail

Zainunnisa

Zainab

Zainul Abedin

Any Correspondence may please be addressed to The Hony Secretary Tamzeem Committee Bhatkal.

Forwarded to the Custodian
Evacuee property Bombay for
his favourable and prompt action.

OFFICE OF THE CUSTODIAN EVACUEE PROPERTY OFFICER, BOMBAY.
FILE No. CEP/Dist/17
CASE No.
SR. No. 1587
DATE 14 AUG 1952

For Majlise Islah-O-Tanzeem
Hon. Secretary.
آنریری سکرٹری مجلس اصلاح و تنظیم بمبئی

This be forwarded to R.H.D. through competent officer.
12/8/52

U.O.R No CEP/Dist/17 to R.H.O Thro. Custodian Thro.

OFFICE OF THE COMPETENT OFFICER

Forwarded with compliments to the Rehabilitation Department.

By my UOR No. RHD. No. R.403/199 dated the 28th April 1952, I have proposed that for hearing the cases in the districts of Dharwar, Kolhapur, Belgaum, Bijapur and Kanara, one Competent Officer should be appointed at Karwar for three months. Since that letter was written, it is found that there are 51 cases in Kanara, 3 cases in Kolhapur, 3 in Belgaum, 4 in Dharwar and nil in Bijapur. The total for these five districts comes to 61 cases only. Out of these 61 cases, 41 are from Bhatkal Taluka.

Thus, the majority of the cases being from that Taluka, one Competent Officer may be appointed there for 2-3 months, provided the office accommodation etc. can be arranged for him there. I had proposed Karwar where, it being a district headquarter town accommodation for the staff and the office can be easily had, and other facilities for speedy work will be available. That also will be a suitable place from the point of view of the parties in the other districts.

Before any final decision is taken on this point, the Collector of Kanara may be requested to report if there would be suitable facilities at Bhatkal for an officer to hold his office there for a few months, and whether from transport and all the other points of view, an office at Bhatkal would be more suitable than an office at Karwar.

REHABILITATION DEPARTMENT
File No. R403
S. No. 29410
Date 20 [illegible] 52

(D.B.GODBOLE)
Competent Officer,
Bombay State.

GAT.
19.8.52

No CEP/Dist/7/1589
the 20.8.52

RHD/8 IS

The question of appointing addl. Computer Officers for the Administration of Evacuee Interest (Separation) Act in the State of Orissa has already been taken up with the GOI.

2. This may therefore await the reply from the GOI.

11/5/49

RHQ/A

Submitted with reference to U.N. dtd the 29/8/62 overleaf.

2. The 949 have since agreed to the appointment of 5 Competent officers in this State. This HQ has already appointed 3 Competent officers. The Competent Officer at Gaud Kumara is still to be appointed at Zinaora. The C.O., Bly may therefore be requested to state when such an officer is likely to be appointed.

25/7/63

U.O.A to C.O., Bly, dtd the 28/7/63

28/7

OFFICE OF THE SYSTEM
FILE (HQ) RHQ/8941C-B
C 9371
SR. NO 30 JUL 1963
DATE

Shown to this Govt.

Ans. dtd 15/9/63

OFFICE OF THE COMPETENT OFFICER.

Submitted.

Returned with compliments to the Rehabilitation Departm

2. With reference to the UOR, I have to state that it will still take ~~three~~ months before the Competent Officer for Karwar will be appointed. The following figures show how it is not yet necessary to appoint a Competent Officer there.

3. In this group consisting of the Districts of Kanara, Belgaum, Dharwar & Bijapur, there were 275 cases involving 891 properties. Out of these, 58 cases involving 120 properti are disposed of by ex-parte orders, and still 225 cases involving 771 properties are pending. Out of them only 45 cases are now ready for hearing and they involve 107 properti The result is that 180 cases are still to be ready for hearin

4. The number of cases that are ready for hearin being onl 45, they can be disposed of within about 2 months after the appointment of the Competent Officer, so that after that peri he will find himself to be without much work because more cas will not be ready for hearing. In the cases of A'bad & Surat the Competent Officers were appointed when about 80 cases were ready for hearing, and I think that an Officer should be appointed for this group when a similar number of cases becomes ready for hearing. After about 80 cases become thus ready, a report will be submitted accordingly.

5. The parties from the Taluka Bhatkal have requested that the newly appointed Competent Officer should sit at Bhatkal instead of sitting at Karwar. It is true that out of the cases that are to be heard in this whole group nearly 3/4th of the cases come from the Tal. Bhatkal alone, and hence considering the convenience of the parties there should not be any objection to the Competent Officer sitting at Bhatkal, provided all the other provisions for an office can be made at such a small place as Bhatkal.

6. For this purpose by my endorsement dated 20-8-1952, below the application of this party, I had requested that before any final decision is taken on this point the Collector of Kanara may be requested to report if there would be suitable facilities at Bhatkal for an Officer to hold his office there for a few months, and whether from the transport and all other points of view, an office at Bhatkal would be more suitable than an office at Karwar. If no action is taken in this connection upto now, it is requested that the same may be taken forthwith, so that when the Competent Officer will be appointed after about 2 or 3 months from now no further time should be spent in deciding as to where he should hold his office. It is therefore requested that the reference may be made to the Collector of Karwar immediately.

7. Though the Competent Officer for the Karwar group should be appointed after about 2 or 3 months, it is necessary that an Additional Competent Officer should be appointed here from the 1st of October, 1953, as proposed by my letter No.CC/BUDGET dated the 8th November 1952. There I have proposed that the Karwar Competent Officer should sit at Bombay for about 2 or 3 months, and then should go to Karwar, when a sufficient number of cases would be ready for hearing there. Now from the 1st of October 1953, the sales of properties will begin in Bombay, and then the work here will be enhanced because whenever the price offered at the auction bid does not reach the reserved bid, then at the subsequent sales the Competent Officer is to be present. Thus I will have to be present outside on many days at the time of the sales, and hence the presence of the another Competent Officer here for 2 or 3 months will be necessary. I, therefore, propose that the Additional Competent Officer, Kanara, should sit at Bombay from the 1st of October 1953, for about 2 or 3 months, and then after that he should sit at Karwar or at Bhatkal as would be decided.

PTO

8. The question of accommodation for him at Bombay will have to be taken up for consideration immediately, becasue the present place is quite insufficient to accommodate two office. I therefore, request that the question of alloting room No.6, for this office should be considered immediately. By my letter No.CO/ACCOM/191 dated 19-3-53, I had requested for that room, so that both the Competent Officers and the Sales Officer can be accommodated in one place.

(D.B. GODBOLE):
Competent Officer,
BOMBAY STATE

BG.KAG.5/8.

Not to RHD, dated the 5th August 53
No. RHD. R403/29410-B-9371

REHABILITATION DEPARTMENT
File No. CRE 153
S. No. 31286
Date - 6 AUG 1953

11/8

D

D.O. No.CO/GEN,
Office of the Competent O fficer,
Room No. 4, Queen's Barracks,
Opp: Cooperage Football Ground,
Fort, Bombay 1.

Dated the August 1953.

Dear Sir,

With reference to your D.O.No.EVS 1053-B, dated the 14th August 1953, I have to say that I am trying my best to complete this work as early as p ssible. With the same object I put before you the following points for your immediate consideration and for the necessary directions.

Sales of Composite Properties.

As a result of the experience gained furing the last few months, I think that the wa in which the sales are to be effected has to be reconsidered. The present idea is that whenever a sufficient number of properties becomes ready for sale in a particular area, a Sales Officer with a uni-t of staff is to be appointed for thar area. I think that this will result both into very greate delay so as to make it impossible to complete the work in a reasonably short time, and also into incurring very huge costs, so that a large portion of the proceeds obtained by sales will be spent over the expenses of sales themselves. I, therefore, propose that every Mamlatdar should be appointed as a Sales Officer for the properties of that particular taluka. The following points will show how this would be necessary thing to do.

After the work during the last 8 months, I have upto now pas ed final orders for sale as shown by the following table. (Excluding Bombay and Bombay Suburban District.).

Dist.	Taluka	Proper-ties	Cases	Total valua-tion of all the proper-ties	Evacuee shares in these proper-ties
				Rs	Rs
R'giri	Dapoli	6	2	9,900/-	3,218/-
Kolaba	Pen	8	1	1,974/8/-	880/-
"	Panvel	2	2	3,650/-	1,050/-
"	Poladpur	10	1	1,690/-	422/8/-
Thana	Mulund	36	1	1,00,000/-	17,000/-
"	Palghar	1	1	18,000/-	237/10/6
"	Kalyan	1	1	12,000/-	4,000/1/-
A'nagar	A'nagar	5	2	11,000/-	7,300/1/-
"	Shrigonda	5	1	6,750/-	4,700/-
"	Sangamner	1	1	1,000/-	500/-
Poona	Poona	21	10	1,57,406/-	64,650/-

This will show that upto now final orders of sales are passed in 98 properties spread over in 5 Districts and 11 Talukas. The area over which the properties are spread is so big that one Sales Officer cannot be appointed for all these 5 Districts, becasued if that is done the travelling allowance of the Sales Officer along with the necessary staff will be prohibitively large, and also becasue the time spent over the travelling will also be very considerable. If more such Officers are appointed then none of them will be finding any sufficient work, beeause all the properties in one village

can be

can be mostly sold in one day, and thus the above work can be finished within a few weeks. For the sale of each property the Sales Officer and the necessary staff will have to visit each place at least 3 or 4 times, and if he has to go from distant places, the delay and the expenses will be very considerable. Again the Sales Officer will not know the local condition of each taluka, and he also will not get sufficient help in the matter of conducting the sales. All this work can be very quickly, cheaply and efficiently done by the Mamlatdars, who are already carrying on the sales of various properties under various Acts. As each property becomes ready for sale, the Mamlatdar will be requested at once to take steps for selling the same and so there will be no delay. Considering all these things in my ipinion instead of appointing separate Sales Officers, the Mamlatdars of each taluka should be appointed as Sales Officers for that particular taluka. They have already a sufficient staff under them, with whose help this work can be done by them in a very short time.

Another important point is that after each sale takes place, this office has to take further accounts of the income of the profits taken by the non-evacuee claimants. These accounts cannot be taken unless a sale is held. Now if we wait till a sufficient number of properties becomes ready for sale, and if we appoint the Sales Officer after that, then the taking of accounts will be still further delayed, because every property will take at least 3 months for sale since the order for sale is passed. If on the other hand the work is given to the Mamlatdars, and if they are asked to sell each property as it becomes ready for sale, the work of taking accounts of the mesne profits will also be done immediately after each sale, so that the accounts also can be completed before the end of February 1954.

The Govt. are to appoint Sales Officers, and there is no reason why the Mamlatdars should not be appointed as such. It is true that the Mamlatdars are the Assistant Custodians also but then in their capacity as Sales Officers under this office they can carry on the work of sales. In Civil Courts, though the Collector represents the Government in every suit by or against the Government, still the work of execution as to agricultural properties is carried on by the Collector himself. On the same analogy, I see no objection either legal or practical to the Mamlatdars being appointed Sales Officers.

In a way this question was already considered and was decided on a previous occassion, when I had made a similar request, and at that time an order was passed directing that all the orders of this office should be executed by the Collectors. A copy of the order is sent herewith for ready reference. However,after that order was passed, fresh Rules under the Evacuee Interest (Separation) Act were framed, and they provide for the appointment of Sales Officers, and hence the question of executionthrough the Collectors was not considered, and we proceeded to decide how the Sales Officers should be appointed. For the above reasons I think that the work of sales will not at all be completed in a reasonably short time or at a reasonably proper expense through the Sales Officers, and I still think that that work should be done by the Mamlatdars, and hence I request that in the place of the previous order appointing the Collectors as the Officers to execute the orders of this office, a notification should be issued in the gazette to the effect that all the Mamlatdars are appointed as ex-officio Sales Officers to effect the sales and to otherwiseexecute the orders passed by this office. I request that after a reference to the Revenue Department, this

orders should be passed early, so that the work of sales can be taken up immediately.

In this connection I may also point out one more material thing. Rule No. 11-D(a) provides that the sales shall be held by Officers appointed by the State Governments or through auctioneers approved by the State Governments. As I do not think that auctioneerswill be available at a reasonable rate for selling the properties in the mofussil districts, the only question remains of appointing Sales Officers. The covering letter sent by the Government of India when the rules in question were forwarded, namely letter No. 83(13)-51-Prop. dated the 5th November 1952, mentions that for this purpose whole time Sales Officers should be appointed. Though that directionis given by the letter, it appears to have been given only with the intention of doing the work speedly and that direction does not appear in the Rule itself. Here, as stated above, this work can be done speedily by appointing the Mamlatdars as ex-officio Sales Officers, so that each of them will be having only a few properties for sale, and thus simultaneously all the sales will be held at one time throughout the whole state. I therefore think that looking to the object mentioned above, there would be no objection if instead of appointing whole time Sales Officers, Mamlatdars are appointed as Sales Officers.

Sales of fees to be charged for auction.

The scale of fees that are to be charged on the sales held by this office is to be fixed by the State Government as directed by the Central Government by their letter No.82(13)-51-Prop. dated the 5th November 1952. Accordingly a reference was made to this office as to what the scale of fees should be, and that reference has been replied by this office U.O.R. No.403-B, dated the 1st April 1953. The scale is not yet fixed by this Government. The Bombay Sales Officer is going to hold sales of the properties at Bombay and Suburbs from the 28th September 1953, and hence the scale of fees will have to be fixed early, because the fees will have to be charged from the end of september 1953. It is reauested that the scale should be now fixed as early as possible.

Additional Competent Officer.

As the work in this office has now increase very considerably, I think an additional Competent Officer should now be appointed here. The work of the sales of the properties in Bombay and Suburbs will begin from 20th September 1953. The Rules provide that if the reserve price is not obtained at a sale, then a fresh sale should be held in the presence of the Competent Officer. As recently the prices of immovable properties are falling down very fast, it is likely that in many cases the reserve prices will not be reached, so that at the sales of such properties, I will have to be personally present. When I will be thus going out to attend the sales, no work as to the hearing of the cases would be done in this office, with the result that the work that has now increased, will accumulate still further. I therefore think that an additional Competent Officer should be appointed at Bombay who should sit at least for 3 months from the date of appointment. By the end of that period it is anticipated that the work will be reduced to such an extent as to make it possible for the same Officer to be sent to hear the cases from the Kanara District.

If such as Officer is appointed here, then the question of appointing an Assistant Custodian (legal) to represent the cases, before him and also of appointing the necessary staff for him, will have to be considered.

An Office of the Competent Officer for the Kanara District.

The work as to the composite properties in this State is divided by us into 4 groups viz. Bombay, Ahmedabad, Surat and Karwar. The Karwar group consists of the Districts of Kanara, Bijapur, Belgaum and Darwar. In these 4 Districts there were originally 273 cases with 891 properties. Out of them ex-parte orders are already passed in 58 cases involving 120 properties, leaving still for consideration 225 cases with 771 properties. Now of all the Districts in this State, it is found that more difficulty is encountered in getting the names and addresses of the parties in the Kanara District with the result that out of the 225 remaining cases, only 51 cases have by this time become ready for hearing. This number is too small for the immediate appointment of a Competent Officer there, because as in the cases of Ahmedabad and Surat I think that in this group also at least about 80 cases should be ready before a Competent Officer is appointed there. Hence I have proposed above that the Officer who will sit here 3 months should go to Karwar at the end of that period. But it this proposal is accepted, then the result will be that the Karwar Officerwill be appointed at the end of December 1953, and then he will not be able to complete the whole work by the end of February 1954. From the date of the appointment, the Officer will take about two months time to make each case ready for hearing; then he will take about two months for hearing the cases, and then some time will further be spent for effecting the sales of these properties. Thus the completion of the work will proceed beyond the end of February 1954. I therefore request you to give me suitable directions as to what should be done so far as the cases of this group are concerned.

I had proposed originally that the Competent Officer for the Kanara group should sit at Karwar as that is District place. It was thought that being a District place he will get all the necessary aid from the office of the Collector there. However,the parties from the Bhatkal Taluka have made a representation that as the major number of cases are from that Taluka the Competent Officer for that group should sit at Bhatkal so as to save a considerable expense and trouble to the parties. When that representation was sent to me for remarks, I had suggested by my U.O.R.No.403/29410-B-937 dated the 6th August 1953, that the Collector of Kanara should be requested to state whether it would be possible to oepn a Competent Officer's Office at Bhatkal taking into consideration the difficulties as to accommodation and other matters. As this question of opening an office for the Kanara Group is to be decided early, I request that the necessary conclusion as to where that office should be opened, should be reached as early as possible.

I consider it very necessary that the above points should be decided as early as possible, and hence I have stated them for your consideration. If you think a personal discussion about this point should be necessary, then please let me know when and whereI may see you in that connection.

Yours sincerely,

Sd/-
(D.B.GODBOLE)

To

Shri B.D.MIRCHANDANI, I.C.S.,
Secretary to the Government of Bombay,
Rehabilitation Department,
Bungalow No. 2 Queen's Gardens, Poona.

NKJ-89

The Govt of India have agreed to the appointment of 5 Competent officers for the Administration of Evacuee Interest (Separation) Act, 1951. Till now, this Deptt has appointed 3 Competent officer viz C.O., Bly; C.O., Surat & C.O., Ahmd. The C.O, Bly in the foregoing paras has proposed the appointment of addl Competent officer at Karwar for the group consisting of Karwar, Bijapur, Belgaum and Dharwar. In this group there were 275 cases involving 891 properties. Out of these, 58 cases involving 120 properties are disposed of by ex-parte orders and still 225 cases involving 771 properties are pending. Of these only 45 cases are now ready for hearing. This no is too small for the immediate appointment of Competent officer there as the C.O, Bly thinks that there should be at least 80 cases ready before the Competent officer is appointed for that group. The evacuee Interest (Separation) Rules, however, provides that if the reserve price is not obtained, as a rule, then a fresh sale should be held in the presence of the Competent officer. As recently the prices of immovable properties are falling down very fast, it is likely that in many cases

the reserve prices will not be reached, so that at the sales of such properties, the CO, Bly's presence will be necessary. As a result the work of hearing of cases will receive a set back with the consequent accumulation of work. The C.O, Bly has, therefore, proposed that the addl. competent officer should visit at Bly for 3 months for hearing of cases during the C.O, Bly's absence and then proceed to Kanara by which time sufficient no. of cases will be ready for hearing. In these circumstances the proposal appears reasonable and may be accepted. If approved sanction may be accorded to the creation of the post of a competent officer in Kanara in the scale of Rs 695-45-875 plus ~~DA~~ a special pay of Rs 100/- p.m. and dearness allowance and other allowances as admissible under the Rules for the Administration of Evacuee Interest (Separation) Act, 51 still existing. During the first 3 months, the addl. C.O. should conduct cases on behalf of the CO, Bly and thereafter he shall function as CO, Kanara.

At the time of appointment of Shri Joshi and Shri Mehta, COs, Hisar and Surat, the High Court had also in their ltrs, suggested the name of Shri Nadhavani, Civil Judge (Sr. Dn), Ahmedabad for appointment to those post. The High Court may, therefore be addressed after the receipt of these ltrs from DW.

The expdr. is debitable to "57 - Misc. Expdr. on Pgs - H - Expdr. in connection with the Administration of Evacuee Interest (Separation) Act, 1951 and will be met

from the provision made thereunder in the current year's budg

As regards the appointment of Asstt Custodian to attend the cases before this C.O., there is no need to appoint the officer now as there is already one such post in Rly. The appointment of the offr will be considered later when this C.O. will begin to function as C.O., Kanpur. The question of appointing other staff under the C.O will also be considered then.

The FD may see U/O for concurrence.

(H. S. D')
14/9/53

14/9/53

11/15/9

15/9

FINANCE DEPARTMENT
V III
18-9-53
2348

U.O.R to FD, dtd the 17/9/53

12/9

Fin Deptt vide

The proposal made in the foregoing note may be agreed to.

23/9

REHABILITATION DEPARTMENT
File No. EV 5115
S. No. 38040
Date 25 SEP 1953

23.9.53

DS(S)

23/9

U.O.R. to RHD, dtd 24/9

D.O. No. EVS1153/31286-A

Bhatkal 25 SEP 1953 Sept 3.

As you are aware the Govt. of India have passed the Evacuee Interest (Separation) Act, 1951, for speedy separation of the interests of evacuees and non evacuees in composite properties. The Govt proposes to appoint a competent officer, Karwar for the Dists of Karwar, Bijapur, Belgaum and Dharwar for the Administrant of the Act in these districts. However the parties from the Taluka Bhatkal have requested that the newly appointed competent officer should sit at Bhatkal instead of sitting at Karwar. It is true that out of the cases that are to be heard in this whole group nearly 3/4th of the cases come from the Taluka Bhatkal alone, and hence considering the convenience of the parties, there should not be any objection to the competent officer sitting at Bhatkal, provided all the other arrangements for an office can be made at such a small place as Bhatkal. Please let me ~~I shall be glad to~~ know whether there would be suitable facilities at Bhatkal for an officer to hold his office there for a few months, and whether

from the transport and all other pts of view, an office at Bhuthad would be more suitable than an office at Karwar.

S.

15/9

(J. C. Fernandez)

To

Shri S. P. Kulkarni, I.A.S.

Collector of Karwar,

Karwar.

14/9/53

ISSUED

25 SEP 1953

15 Seen (before issue)

16/9

15/10/53

RHD

Pg 9

The GOI has agreed to the creation of the post of Competent Officer at Karwar. The High Court has already recommended the name of Shri M. M. Nadkarni now Civil Judge (Sr. Dn), Hubli for appointment to this post and the Govt of India has also approved of his appointment. However Shri Gokhale had been here last Saturday and he informed this Deptt that this addl. Competent officer can straightway proceed to Karwar now as they are sufficient no of cases ready. He stated that he will be requiring the services of another Competent officer only after December '53 and not now as he had stated earlier. For this purpose he proposes to appoint yet one more competent officer as the GOI have already agreed to the appointment of 5 competent officers in all. The Collr of Karwar has also since intimated this Deptt that arrangements for the office of the C.O. can be made at Bhatkal. However before the orders regarding the appointment of Shri Nadkarni are issued, we may first enquire from the High Court whether Shri Nadkarni is still available for appointment as the

X Marked 'B'

O Marked 'C'

High Court had recommended ~~the case~~ his name in Feb '53.

If approved, the attached draft D.O. letter may issue.

8/10/53

12/10/53

R Scott

12/10

1/10

D.O. No GVS 1153 - A

Phs

Shri Udupa

13 OCT 1953

2. 12/10/53

Pl refer to your D.O letter, No A3982/53, dtd the 17/2/53, regarding the appointment of Competent Offi

2. The Govt of India have agreed to the appointment of Shri Nadkarni as competent officer for transa and it is proposed to appoint him to that post with Headquarters at Bhatkal (Canara Dist.) Please confirm that Shri Nadkarni can be made available for appointment as C.O, Karwar.

the services of

ISSUED
13 OCT 1953

Yours sincerely,

(B.V. Mirchandani)

To Shri S.B. Palekar, BA (Hons), LL.B.,
Registrar, High Court (A.S.)
Dharwar.

EVS 1153
S. No. 4173.95
Date 19 Oct 1953
HIGH COURT
BOMBAY

39

D.O.No.A.3982/51.

19th Oct.1953.

Dear Mr. Murchandani,

Please refer to your D.O.letter No.EVS.1153-B, dated the 13th instant, regarding the appointment of Competent Officer.

I am to say that the services of Mr.M.M.Nadkarni are still available for appointment as Competent Officer,Karwar. He is at present working as Civil Judge(Senior Division) at Hubli.

Yours sincerely,

(S.B.Palekar)
Registrar.

To

P.T.O.

To

B.D.Mirchandani, Esquire,I.C.S.,
Secretary to the Government of
Bombay,Rehabilitation Department,
Bombay.

REHABILITATION DEPARTMENT.
"B Br."

× slipped 'A'

The Govt.of India have directed that fiv Competent Officers should be appointed under the Evacuee Interest(Separation) Act, 1951, as and wh the need for their appointment arises. According this Govt. on the recommendation of the Bombay High Court has appointed three Competent Officers at B'bay, A'bad and Surat, respectively. The Competent Officer, B'bay, who is in overall charg of this work for the whole State of B'bay has now reported that cases pertaining to Kolhapur, Belgaum, Bijapur, Dharwar and Kanara districts are ready for hearing. It is, therefore, necy. to appoint a separate Competent Officer for these districts comprising the Karnatak division of the State for the work under the Evacuee Interest (Separation) Act, 1951. The High Court has recommended Shri M.M.Nadkarni, Civil Judge(Senior Division) for this appointment. The Govt.of India have also approved Shri M.M.Nadkarni's appointment as Competent Officer, Karnatak Division.

× slipped '13'

× Slipped 'C'

These papers are submitted to Govt. for approving Shri M.M.Nadkarni's appointment as Competent Officer, Karnatak Division.

9/XI

The 2+11/53

2/11/53

Secy Revd 2/11

Secy H.D 3.11.53

C.S. 5/11

M.Revd 5/11

C.M. 5/11

of India
(Copy of Government/letter, Ministry of Rehabilitation No.52(30)/52-Prop, dated the 17th October, 1952.)

"Subject:- Appointment of additional Competent Officers, under the Evacuee Interest (Separation) Act, 1951.

I am directed to say that the question of appointment of additional Competent Officers under the Evacuee Interest (Separation) Act, 1951, was considered at the recent Conference of Rehabilitation Secretaries /Custodians. The conferance was of the view that the yardstick of disposal of eight cases per day per Competent Officer already laid down was rather high and should be reduced to six cases per day per Competent officer. This recommendation of the Conference has been accepted and it has been decided that in those States where the work of separation of evacuee and non-evacuee interests is heavy, additional Competent officers should be appointed on the basis of the yard-stick recommended by the Conference. The Conference also recommended that for every Competent Officer there should be a suitably qualified officer of the Status of Assistant Custodian to conduct cases on behalf of the Custodian of Evacuee Property before the Competent Officer and that each Assistant Custodian should be assisted by one Inspector for field work. In addition it is felt each Assistant Custodian should be allowed one clerk and one peon for his office. I am accordingly to convey the sanction of the President to the creation of the additional posts of Competent Officers and Assistant Custodians and their Subordinate staff not exceeding those shown in the annexure to this letter on the usual scales of pay. The number of additional Competent Officers has been computed so as to ensure that the work of relating to separation of evacuee and non-evacuee interest is completed latest by the 31st March, 1953. Each Competent Officer should be provided with subordinate staff as is normally admissible to an Officer of the rank of Subordinate Judge. Ministry of Rehabilitation letter No. 2(11)/51-Prop. dated 16.1.52 may be referred to in this connection. The sanction is subject to the condition that the additional Competent Officers/Assistant Custodians and their staff are to be appointed only as and when necessary.

2. Competent Officers should be appointed from amongst serving judicial officers. The Central Government's approval will be necessary in case the State Government have to resort to appointing a person other than a serving judicial officer.

3. The Government of India have prepared lists of Claims Officers appointed under the Displaced Persons(Claims) Act, 1950, who have been rendered surplus as a result of retrenchment in the office of the Chief Claims Commissioner. Names of surplus claims officers with qualifications and other particulars will be forwarded to State Governments so that they may appoint as Competent Officers/Assistant Custodians such of them as are found suitable.

4. For dealing with cases of separation of evacuee and non-evacuee interests in rural composite properties, it will be desirable to appoint Competent officers as well as Assistant Custodians with experience of revenue work. This aspect may be borne in mind when making the appointment.

5. The expenditure involved in the appointment of additional Competent Officers and their staff sanctioned above will be debitable to the "57-Miscellaneous-Expenditure on Displaced Persons-A Custodian of Evacuee Property A.5 Establishment and other charges paid to other Government Departments .....

Departments etc."

6. As regards allotment of funds to enable the State Government to meet the expenditure, it is requested that a revised estimate of the total expenditure likely to be incurred on the work of separation under the Act during the year 1952-53, on the basis of appointments to be made against the sanction now communicated may be furnished to this Ministry to enable it to allot funds in addition to the funds already allotted vide this Ministry letter No.82(11)/52-Prop. dated 16.4.52. ".

NRA. 25.5.

47

RHD/B

The attached draft orders may issue.

Thro/gh D

12/11/53

12/11/53

Appnt. has also to be brought to the notice of the PSC. This may be done after issue of orders put up.

13/11

13/11

Oc o/Fs
V. Very urgent
Today please
19/11/53
Roy
13/11/53

30

Evacuee Interest (Separation) Act, 1951, staff for the Administration of —

Govt. of Bombay
Rehabilitation Deptt.
Resolution No. EVS 1053-B
S (A), Fort,
Bby (1) NOV. 1953.

13 NOV 1953

Read letter from the Govt. of India, Ministry of Rehabilitation, No. 52(30)/52-Prop, dt. the 17th October 1952.

Resolution :— Govt. is pleased to accord sanction to the creation of the post of competent officer, Karnatak division, in the scale of Rs 695-45-875 plus a special pay of Rs. 100/- P.M and Dearness allowance and other allowances as admissible under the rules *till 28/2/1954 ~~from the date of appointment for the~~ for work in connection with the Administration of Evacuee Interest (Separation) Act, 1951 ~~with the Headquarte at Bhatkal~~ for the time being at Bhatkal in the first instance.

* Shri Nadkarni will have jurisdiction over Kolhapur, Belgaum, Bijapur, Dharwar and Kanara Dists of this State.

2 Govt. is also pleased to appoint, from the date of ~~appointment~~ taking over charge, Shri M. M. Nadkarni, Civil Judge (Senior Divisi Hubli, to hold the post of competent officer, Karnatak division. Requisite notifica regarding his appointment should be published in the Bombay Govt. Gazette.

3. The Expdr. should be debited to "57-Mi Expdr on D.P.S—H - Expdr. in connection with the the Administration of Evacuee Interest (separa Act, 1951" and met from the provision m thereunder in the current year's budget.

P.T.O.

By order and in the name of the Governor of Bby

ISSUED
13 NOV 1953

13/xi
A.S. to Govt. of Bby
R.H.D.

To

The C.E.P, Bby (By
The Registrar, High Court, (Appellate side), Bby (By Letter)
The C.O. Bby
The C.O. Ahmedabad & Surat
The Coll. of Kanara Dist/ Kolhapur/ Belgaum/ Bijapur/ Dharwar
The A.G, Bby (Through F.D.)
The F.D.
The P & S.D
The H.D.
} with U.O. Stamp.

The Asst. secretary to Govt of India, M of R,
New Delhi (By letter)

12/11/5

OC&FC
V. Very Urgent
Today please

13/11/53

A
13/11/53

No. EVS 1153/413
R.H.D.
S(A) NW 1953

To

Shri Manmohan Kishan,
Asst. Secy to the Govt of India,
M of R, New Delhi.

Subject:— Appointment of competent officers under the evacuee Interest (separation)— Act, 1951

Sir,

With ref. to your letter* No. S2(4)52—Prop, dt: the 9/10th March 1953, on the above subject, I am directed to state that this Govt. has issued orders appointing Shri. M.M. Nadkarni, Civil Judge (Senior Div.), Hubli, ~~to hold the post~~ as Competent Officer, Karnatak division. A copy of ~~the~~ G.R, R.H.D, No. EVS 1053 B, dt. the 13 Nov 53, is enclosed for the information of Govt. of India. Shri M.M. Nadkarni will take charge of his post ~~shortly~~ as soon as he is relieved and the notification regarding his appointment will be issued under intimation to the Govt. of India and the C.G. of E.P. ~~I am to state that~~ Shri Nadkarni will exercise jurisdiction over Kolhapur, Belgaum, Bijapur, Dharwar and Kanara Districts of this State.

Yours faithfully
13/XI
A.S. to Govt. of Bo
R.H.D.

* slipped c

12-11-53

5c

No.EVS 1153/41395-B,
Rehabilitation Department,
Secretariat (Annexe), Fort,
Bombay, November 1953.
13 NOV 1953

From

Shri J.C.FERNANDEZ, B.A., B.Sc.,
Assistant Secretary to the Government of Bombay,
Rehabilitation Department.

To

Shri Manmohan Kishan,
Assistant Secretary to the Government of India,
Ministry of Rehabilitation, New Delhi.

Subject:- Appointment of Competent Officers under the evacuee Interest (Separation) Act, 1951.

Sir,

With reference to your letter No.52(4752-Prop, dated the 9/10th March 1953, on the above subject, I am directed to state that this Government has issued orders appointing Shri M.M.Nadkarni, Civil Judge (Senior Division), Hubli, as Competent Officer, Karnatak Division. A copy of Government Resolution, Rehabilitation Department, No. EVS 1053-B, dated the 13th November 1953 is enclosed for the information of Government of India. Shri M.M.Nadkarni will take charge of his post as soon as he is relieved from the present post and the notification regarding his appointment will be issued under intimation to the Government of India and the Custodian General of Evacuee Property. Shri Nadkarni will exercise jurisdiction over Kolhapur, Belgaum Bijapur, Dharwar and Kanara Districts of this State.

Yours faithfully,

o/c 13/XI

(J.C. FERNANDEZ)
Assistant Secretary to the Government of Bombay,
Rehabilitation Department.

ISSUED
13 NOV 1953

NRA.13.11.

V.V. urgent & Confdl
O.C. & F.C
13/11/53

5-7 No. EVS 1153/41395-B
R.H.D.
S(A) Nov. 1953.

To

~~Shri S B Palekar,~~
The Registrar, High Court (A.S.)
Bombay

Subject :— Appointment of Shri M.M.Nadkarni as C.O. Karnataka division.

Sir,

× shipped B

With ~~ref~~. to C.R. with your D.O. letter No. A.3982/51, dt. the 19-10-1953, on the above subject, I am directed to state that ~~Govt has issued orders~~ Government have appointed Shri M. M. Nadkarni, Civil Judge (Sr. Div.), Hubli, ~~to hold the post of~~ as C.O. Karnataka Div. I ~~A copy of~~ G.R. RHD, No. EVS 1053 B, dt the Nov 53, is enclosed) ~~for the information.~~

I am, ~~therefore~~, to request that arrangements may be made to relieve Shri M.M.Nadkarni, at an early date, to enable him to take charge of his post. Shri Nadkarni may be advised to contact ~~Shri B.D.Mirchandani~~, Secretary, R.H.D and Shri D.B. Godbole, C.O, Bby, ~~in their offices on the 3rd floor of the secretariat (Annexe), Bombay, and Queen's Barracks, opp. Cooperage, Bby, respectively~~ on any working day, before taking charge of his ~~as C.O, Karnataka division~~, in order to get information of the work which he will be required to do.

× somewhere

Yours ~~faithful~~
13/XI
A.S. to Govt. of Bo
R.H.D.

12/11/53

CLEAN O.C.

No.EVS.1153/41395-B.
Rehabilitation Department.
Secretariat(Annexe), Fort,
Bombay,13th November 1953.

From
Shri J.C.FERNANDEZ, B.A.,B.Sc.,
Assistant Secretary to the Government of Bombay,
Rehabilitation Department.

To
The Registrar, High Court(Appellate Side),
B O M B A Y.

Subject:-Appointment of Shri M.M.Nadkarni
as Competent Officer,Karnatak Division.

Sir,

With reference to the correspondence resting with your demi-official letter No.A.3982/51, dated the 19th October 1953, on the above subject, I am directed to state that orders regarding the appointment of Shri M.M.Nadkarni, Civil Judge (Senior Division), Hubli, as Competent Officer, Karnatak Division have been issued under Government Resolution, Rehabilitation Department, No.EVS.1053-B, dated the 13th November 1953 (copy enclosed). I am to request that arrangements may please be made to relieve Shri M.M.Nadkarni, at an early date, to enable him to take charge of his post. Shri Nadkarni may be advised to contact the Secretary, Rehabilitation Department, and Shri D.B.Godbole, Competent Officer, Bombay, Soon after ~~before him~~ he takes over charge of his post.

/-

ISSUED
13 NOV 1953

Yours faithfully,

OC. 13/XI

(J.C.FERNANDEZ).
Assistant Secretary to the Government of Bombay,
Rehabilitation Department.

J/13.xi.

61

Confidential

Immediate

D.O.No.A. 3982/51.

High Court, Appellate Side,
Bombay,
12th November 1953.

Dear Mr. Mirchandani

Please refer to your D.O. letter No.EVS.1153-B ated the 13th October 1953 regarding the appoint-ent of Mr.Nadkarni as Competent Officer.

Is it possible for you to let me know when Mr.Nadkarni is likely to be appointed as Competent Officer ? The information is necessary to enable me to make the necessary arrangements for his relief.

12/11

Yours sincerely

(S.B.Palekar)
Registrar.

B.D.Mirchandani, Esq., I.C.S.,
Secretary to the Govt.of Bombay,
Rehabilitation Department,
Bombay.

Shri Palekar
Was enquiring about
appt of Shri
arrangements
BBM

G.P.K.—[J] J 158—500—11.5—P4
G.R.,J.D., No. 4398 dated 3-7-16
Kolhapur

[Spl.—H. C. A. S. Corr. 65

No. A.3982/51.

THE HIGH COURT OF JUDICATURE
APPELLATE SIDE,

Bombay, 19th November 1953

From S.B.Palekar,Esquire,B.A.(Hons.),LL.B.,
REGISTRAR,
High Court, Appellate Side,
Bombay

To
THE SECRETARY TO THE GOVERNMENT OF BOMBAY,
Rehabilitation Department, Bombay

Sir,

I am directed by the Honourable the Chief Justice and Judges to forward for the information of Government the accompanying copy of High Court Notification No. A.3982/51 dated the 19th Nov. 1953, with reference to your letter No.EVS.1153/41395-B, dated the 13th November 1953.

REHABILITATION DEPARTMENT
File No. EVS 1153
S. No. 45975
Date 21 NOV 1953

I have the honour to be,
Sir,
Your most obedient servant,

Registrar.

R
B

Dr enforcement

Shri Shastri — Please
speak clarifying
we have not to
issue a notification

27/11/5-3

DM/GR

Draft statutory notification
put up/X/67 may issue ~~test~~,
~~after issue the draft notification~~
~~attached may issue from the~~
~~P.E.S.D~~)
67 PM
our notification issue
issued as soon as Shri Nadkarni
~~points are clear~~

5/12/5-3

M/14.12

Seen
11/12

Later
explain
why it has
taken 6 days
for this to
reach us R
11/12

No.A.3982/51.

NOTIFICATION BY THE HIGH COURT OF JUDICATURE,
APPELLATE SIDE, BOMBAY.

(For insertion in the Bombay Government Gazette, Part I).

I

The Honourable the Chief Justice and Judges are pleased to place the services of Mr. M.M.Nadkarni, Civil Judge (Senior Division), Hubli, at the disposal of the Government of Bombay in the Rehabilitation Department for appointment as Competent Officer for Karnatak Division, on his relief.

II

The Honourable the Chief Justice and Judges are pleased to make the following postings:-

Mr. R.K.Joshi, Joint Civil Judge (Junior Division), Sangli, to be officiating Civil Judge (Senior Division), Hubli, vice Mr. M.M.Nadkarni.

Mr. S.V.Joshi, Officiating 2nd Joint Civil Judge (Junior Division), Sangli, to be officiating Joint Civil Judge (Junior Division), Sangli, vice Mr. R.K.Joshi.

The post of the 2nd Joint Civil Judge (Junior Division), Sangli, to remain vacant until further orders.

High Court, Appellate Side,)
Bombay, 19th November 1953.)

sd/ (S.B.Palekar.)
Registrar.

No.A3982/51.

Copy forwarded with compliments for information to :-
The Secretary to the Government of Bombay, Home Department, (by letter)
The Secretary to the Government of Bombay, Rehabilitation Department (by letter)
The Accountant General, Bombay.
The District Judge, Dharwar.
The District Judge, South Satara at Sangli,(with a request to relieve Mr. R.K.Joshi, as early as possible)
M.M.Nadkarni, Esquire.
R.K.Joshi, Esquire.
S.V.Joshi, Esquire.

By order of the Honourable the Chief Justice and Judges,

Registrar.

High Court, Appellate Side,)
Bombay, 19th November 1953.)

Rehabilitation Department,
Secretariat (Annexe), Fort,
Bombay, 11th December 1953.

NOTIFICATION.

No. EVS 1153-B. In exercise of the powers conferred by Section 4 of the Evacuee Interest (Separation) Act, 1951 (XLV of 1951), the Government of Bombay is pleased, with the approval of the Government of India, to appoint Shri L.A.N.Khanna as Competent Officer for the purpose of performing the functions assigned to a Competent Officer by or under the said Act, in Kolhapur, Belgaum, Bijapur, Dharwar and Kanara Districts of the State of Bombay.

By order and in the name of the
Governor of Bombay,

Secretary to Government.

Advance copy to :-

The Custodian of Evacuee Property, Bombay,

The Dy. Custodian of Evacuee Property, Bombay,

Shri D.P.Godbole, C.C., Bombay,

Shri K.L.Nadkarni C.C., Karnatak Division

The Collector and Dy.C.S.P, Kanara Dist.

ISSUED
Date 29 DEC 1953

VRA.7.12.

No. 52(4)/52-Prop.
Government of India,
Ministry of Rehabilitation.

New Delhi, the 3/ November, 1953.

REHABILITATION DEPARTMENT
File No. EVS 1153
S. No. 48231
Date 7 DEC 1953

From

Shri L.B. Mathur,
Under Secretary to the
Government of India.

To

The Secretary to the
Government of Bombay,
Rehabilitation Department,
Secretariat (Annexe), Fort,
Bombay.

Subject:- Appointment of Competent Officers under the Evacuee Interest (Separation) Act, 1951.

Sir,

I am directed to refer to your letter No. EVS 1153/41395-B dated the 13th November, 1953 and to say that it is presumed that Shri M.N. Nadkarni has since joined the post of Competent Officer. This may please be confirmed.

The date of his taking over may please be com-municated to enable this Ministry to issue orders under section 19 of the Evacuee Interest (Separation) Act, 1951, regarding transfer of cases to him. It may be added that any delay in the matter would result in eventual delay in the disposal of work.

Yours faithfully,

(L.B. Mathur)
Under Secretary to the
Government of India.

H.K.DASS.

No. EVS 1153 / 48231-B

RHW

SNadkarni 12 JAN 1954 Dec 53.

To

Shri L. B. Mathur,

U.S. to the G of I,

M of R, New Delhi.

Sub- ass at 69

Sir,

I am directed to refer to your letter No. 52(4)/52-Prop, dtd the 3/12/53, in the above subject and to confirm the presumption made in para 1 of your letter mentioned above. Shri M. M. Nadkarni assumed charge of the office of the C.O, Karnataka Wn. ~~from~~ on the 15th December 1953 forenoon.

RECEIVED
12 JAN 1954

Yours faithfully,

sd/- 28/12

A.S. to the G of I,

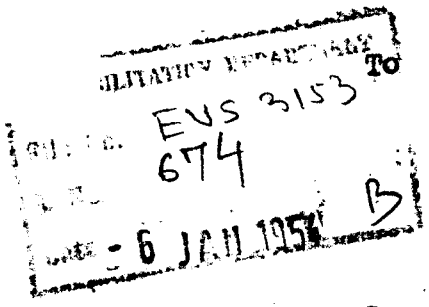
RHW

No. 5 of 1954

Office of the Competent Officer,
Karnatak Division, Bhatkal(N.K.)

From

Shri. M.M.Nadkarni, B.A.,LL.B.,
Competent Officer,Karnatak Division,Bhatkal.



To

The Secretary to the Government of Bombay,
Rehabilitation Department, Secretariat(Annexe),
Fort, Bombay 1.

Subject:- Continuance of the Office of the Competent Officer,Karnatak Division ~~and its staff~~ and its staff and establishment after 28-2-1954.

Sir,

I am advised by the Competent Officer, Bombay that if the continuance of my office and its staff and establishment are necessary after 28th February 1954, I should report to you in that respect. My office has not yet begun to function --- properly. The work of this Division under the Evacuee Interest Separation Act, 1951 will not be finished before the end of September 1954. I have therefore to request that Government may please be moved to accord sanction to the continuance of my office and its staff and establishment till at least the end of September 1954.

Yours faithfully,

Competent Officer,
Karnatak Division.

Evacuee Interest(Separation) Act.1951
Staff for the administration of-

GOVERNMENT OF BOMBAY
Rehabilitation Department
Resolution No.EVS1053-B
Secretariat(Annexe),Fort,
Bombay(1), 18thDecember 1953

Read letter from the Government of India, Ministry of Rehabilitation, No.52(30)/52-Prop, dated the17th October 1953.

Government Resolution, Rehabilitation Department, No.EVS1053-B, dated the.13th November 1953.

RESOLUTION:- Government is pleased to accord sanction to the creation of the following posts under the Competent Officer, Karnatak Division till 28th February 1954 for work in connection with the Administration of Evacuee Interest(Separation) Act, 1951.

S.No.	No.of posts	Designation	Scale
1	1	Senior Clerk	Rs.100-8-140-10-170
2	4	Clerks	Rs. 46-3-85-4-125-5-130
3	1	Typist	Rs. 46-3-85-4-125-5-130 (with shorthand allowance)
4	2	Peons	Rs.30-1/2-35

2. The above posts should carry dearness allowance and other allowances as admissible under the Rules.

3. The expenditure should be debited to "57-Misc.Expenditure on Displaced Persons-H-Expenditure in connection with the Administration of Evacuee Interest(Separation)Act,1951" and should be met by reappropriation from the savings under the budget head "57-Misc.-M-Expenditure on Displaced Persons-E-Rehabilitation".

By order and in the name of the Governor of Bombay,

(J.C. FERNANDEZ)
Assistant Secretary to the Government of Bombay,
Rehabilitation Department.

To

The Custodian of Evacuee Property,Bombay,
The Registrar, High Court(Appellate Side),Bombay,
The Competent Officer, Bombay,
The Competent Officer, Karnatak Division,
The Collector of Kanara/Kolhapur/Belgaum/Bijapur/Dharwar,
The Accountant General,Bombay(through the F.D.),
The Finance Department,
The Political and Services Department,
The Home Department,
The Assistant Secretary to the Govt. of India, Ministry of Rehabilitation, New Delhi(By letter).

M.18/12

Rehabilitation Department
"B"

In his foregoing letter, the C.O, Karnat Division has proposed the continuance of his establishment for the further period ending 30th September 1954, for the work in connectio with the Administration of Evacuee Interest (Separation) Act, 1951. The sanction expires o 28/2/54.

2. The C.O. took charge of his post on 18/1 1953, while he secured the services of experie staff from the offices of the Collector of Kan and D.J. Kanara as late as January 1954, as reported by him onother papers. The C.O., Karna has been given jurisdiction over Kolhapur,Belga Bijapur, Dharwar and Kanara. The C.O. has been entrusted with the disposal of 225 cases involv 771 properties. The time that will be taken to dispose off these cases can be gauged by the fact that it takes 6 to 9 months for a case to be dis-posed off after completing the necessary prelimin -ries like issue of proclamation etc. These cases are judicial cases in which one side is invariabl Collector who is also Deputy Custodian of Evacuee Property. If no written statement is received from him or if the consent to a sale of composite properties is not received by the C.O. in time the hearing of the cases has necessarily to be adjourned. The parties in the case also ask for adjournment. The C.O's establishment,in view of the above circumstances, will have to be continue further. If approved the existing staff viz. 1 C.O., 1 Sr.Clerk, 4 clerks, 1 typist and 2 peo together with their existing scales of pay and allowances may be continued till 31-8-1954- t date till which the establishments of other C.

are proposed to be continued.

The expenditure is debitable to "57-Misc.-M-Expenditure on D.Ps.-H-Expenditure in connection with the Administration of Evacuee Interest(Separation) Act, 1951" and will be met from the provision that will be made thereunder in the next year's budget.

The F.D. may please see U.O. for concurrence in the above proposal. That Department may be requested to treat this as 'urgent'.

(~~Hanuman~~ D')

13/2/54

14/2/54

FINANCE DEPARTMENT
File No. VIII 2/84
Date 16 2 54
Serial No. 9284

Fin. Depn

In the circumstances explained by the RHD, the Depn proposal in para 2 of its foregoing note may be agreed to.

24.2.54

25/2/54

(for RHD) 26-2-54

BEHABILITATION DEPARTMENT
File No. EVS 8154
S. No. 8007
Date 27 FEB 1954

KMM.12/2

RHD/ B.

The SD having agreed to the proposal, the attached draft orders may issue.

2. After issue, D' Br. will please make a reference to the P.S.C. regarding the appointment of Shri Madhavan as C.O., Karnataka and also take up the question of treating the post of C.O., Karnataka a temp. addition to the cadre of Civil Judge.

5/3/84

(H & D')
5/3/84

9/3/84

REHABILITATION DEPARTMENT
File No. Eus 3153
S. No. 51163
Date 28 DEC 1953

No. 52(4)/52-Prop.
Government of India
Ministry of Rehabilitation.

New Delhi, the 24th December, 53.

From

Shri Manmohan Kishan,
Under Secretary to the
Government of India.

To

The Secretary to the
Government of Bombay,
Rehabilitation Department,
Secretariat (Annexe)
Fort, Bombay.

Subject:- Appointment of Competent Officers under the Evacuee (Separation) Act,1951.

Sir,

I am directed to refer to this Ministry's letter of even no. dated the 14th December, 1953 and to request that the information called for therein may be furnished immediately

Yours faithfully,

(Manmohan Kishan)
Under Secretary to the
Government of India.

MEHTA

Staff for the administration y —

Govt of Bombay.

R&S

Resolution No. EUS 1053-B.

Dated March 54.

Read G.R. R&S, No EUS 1053-B, dtd the 13/11/53.

GR, R&S, No EUS 1053-B, dtd the 18/12/53.

Letter from the C.O, Karnatak Dn, No. 5, dtd the nil Jan. 54.

Resolution Govt is pleased to accord sanction to the continuance of the following staff in the office of the C.O, Karnatak Dn., w.e.f the date of expiry of the sanction last accorded upto and inclusive of the 31/8/54.

Sr. No	No. of posts.	Designation	Scale
1	One	Competent officer	Rs 695-45-875 plus spl. pay of Rs 100/- p.m.
2	One	Sr. ~~Head~~ clerk	Rs 100-~~8~~-140
3	One	Typist	Rs 46-3-85-4-125-5-135 with shorthand allowance
4	Four	Clerks	~~Rs 75-5-140~~ dtd -

2. All the above posts should carry dearness allowance and other allowances as admissible under the rule

P.T.O.

3 The expdr. should be debited to "5-7-Misc.-M-Expdr. in Dpn.-H-Expdr. in connection with the Administration of Evacuee Interest (Acquisition) Act, 1951" and met from the provision made thereunder in the current and next yr's budget.

By order etc

Yours faithfully

D.S. to the Govt.

To

The C.C.P., Bombay

*The Regr., High Court (O.S.), Bombay.

The C.D., Bombay

The CD, Karnataka Dn.

The Collr of Kanara / Kolhapur / Belgaum / Bijapur / Dharwar, ✓.

The DG, Bombay (through the PD) } with c.c. Song.

The PD

The PAO & D.

The H.W.

The AS to the Govt of India, Min of Fin, New Delhi

* by letter.

Evacuee Interest(Separation)Act,1951
Staff for the administration of -

GOVERNMENT OF BOMBAY
Rehabilitation Department
Resolution No.EVS1054-B
Secretariat(Annexe),Fort,
Bombay(1), 12th March 1954.

Read Government Resolution, Rehabilitation Department, No.EVS1053-B, dated the 13th November 1953.

Government Resolution, Rehabilitation Department, No.EVS1053-B, dated the 18th December 1953.

Letter from the Competent Officer, Karnatak Division, No.5, dated the Nil **January** 1954.

RESOLUTION:- Government is pleased to accord sanction to the continuance of the following staff in the office of the Competent Officer, Karnatak Division, with effect from the date of expiry of the sanction last accorded upto and inclusive of the 31st August 1954.

Serial No.	No.of posts.	Designation	Scale
1	One	Competent Officer	Rs.695-45-875 plus special pay of Rs.100/-per month
2	One	Senior Clerk	Rs.100-8-140
3	One	Typist	Rs. 46-3-85-4-125-5-130(with shorthand allowance)
4	Four	Clerks	Rs.46-3-85-4-125-5-130.

2. All the above posts should carry dearness allowance and other allowances as admissible under the rules.

3. The expenditure should be debited to "57-Misc-M-Expenditure on Displaced Persons-H-Expenditure in connection with the administration of Evacuee Interest(Separation)Act, 1951" and met from the provision made thereunder in the next year's budget.

By order and in the name of the Governor of Bombay,

18/6/3/M

(N.M.JANI)
Assistant Secretary to the Government of Bombay,
Rehabilitation Department.

RECEIVED
18 MAR 1954

To
The Custodian of Evacuee Property, Bombay,
*The Registrar,High Court,(Appellate Side),Bombay,
The Competent Officer, Bombay,
The Competent Officer, Karnatak Division,
The Collector of Kanara/Kolhapur/Belgaum/Bijapur/Dharwar,
The Accountant General, Bombay(through the Finance Department),
The Finance Department,
The Political and Services Department,
The Home Department,
*The Assistant Secretary to the Government of India, Ministry of Rehabilitation, New Delhi

*By letter.

15/3/54

D.O. No.430 of 1954.
Office of the Competent Officer,
Karnatak Division, Bhatkal, North Kanara.
22nd March 1954.

Subject :- Evacuee Interest (Separation)Act,1951:
Staff for the administration of -

Reference:- Government Resolution,
Rehabilitation Department
No.EVS 1054-B dated 12th March
1954.

Dear Shri Jani

Under Government Resolution, Rehabilitation Dept No.EVS 1054-B dated 18th December 1953, two peons on the scale of Rs.30-1/2-35 besides one Senior Clerk, four ordinary Clerks and a typist were sanctioned for this office till 28th February 1954. Two peons were accordingly appointed for this office, and are yet borne on the establishment of this office. It seems that by oversight the posts of the two peons are omitted in the New Government Resolution, Rehabilitation Department No.EVS 1054-B dated 12th March 1954 which sanctions continuance of the staff of this office till 31st August 1954.

I hope that the above said error in Government Resolution No.EVS 1054-B dated 12th March 1954 will be amended as early as possible so as to include the posts of the two peons in the staff whose continuance is sanctioned. Unless the continuance of the posts of the two peons is sanctioned, it will not be possible to draw the pay of the peons of this Office for March 1954.

Yours Sincerely

(M. M. Nadkarni)
COMPETENT OFFICER,
Karnatak Division.

REHABILITATION DEPARTMENT
File - Evs 1054
S. No. 12355.
Date - 2 APR 1954

Shri N.M.Jani, M.A.,
Assistant Secretary, to Government of Bombay,
Rehabilitation Department,
Secretariat (Annexe)
Fort, BOMBAY - I.

Government Interest (Requisition) Act, 19

Staff for the administration of -

Govt of Orissa.

Law

Addendum No GVS 1054-B

Dated March 54.

Addendum

After S.No. 4 in para 1 of G.R, Law, No GVS 1054-B, dtd the 12/2/54 the following entry should be added, namely.

S.No.	No of posts	Designation	Scale
5	2	Peon	30-1/2-35

By order etc
sd/- V S Das
A.S to the Govt
Law

To
The CGP, Orissa
The Registrar High Court (A.S), Orissa.
The C.O., Orissa.
The C.O, Ganjam Dn.
The Collr of Ganjam / Koraput / Balasore / Puri / Cut
The A.G., Orissa (Head of the Dept) with 40 spare
The Treasury
The P.A.S.W
The H.W
The H.S to the Govt Supply New Delhi

Evacuee Interest(Separation)Act,1951
Staff for the administration of -

GOVERNMENT OF BOMBAY
Rehabilitation Department
Addendum No.EVS1054-B
Secretariat(Annexe),Fort,
Bombay(1), 29th March 1954.

ADDENDUM

After S.No.4 in paragraph 1 of Government Resolution, Rehabilitation Department, No.EVS1054-B, dated the 12th March 1954, the following entry should be added, namely.

S.No.	No.of posts	Designation	Scale
5	2	Peon	30-1/2-35

By order and in the name of the Governor of Bombay,

ISSUED
31 MAR 1954

31/3/54

(N.M.JANI)
Assistant Secretary to the Government of Bombay,
Rehabilitation Department

To

The Custodian of Evacuee Property, Bombay,

The Registrar, High Court,(Appellate Side),Bombay,

The Competent Officer, Bombay,

The Competent Officer, Karnatak Division,

The Collector of Kanara/Kolhapur/Belgaum/Bijapur/Dharwar,

The Accountant General, Bombay(through the Finance Department),

The Finance Department,

The Political and Services Department,

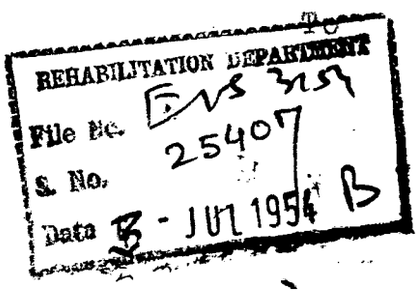
The Home Department,

*The Assistant Secretary to the Government of India,
Ministry of Rehabilitation, New Delhi.
*(By letter).

30/3/54

29/3

No. 4210 of 1954.
Office of the Competent Officer,
Karnatak Division, Bhatkal, North Kanara
29th June 1954.



To

The Secretary
to the Government of Bombay,
Rehabilitation Department,
Secretariat Annexe,
Fort, Bombay - 1.

Subject :- Continuance of the Office of the Competent Officer, Karnatak Divisio and its staff and establishment after the 31st August 1954.

Reference:- Government Letter, Rehabilitation Department No.EVS 3154/8007-B date 18th March 1954.

Sir,

In the above Government letter it was directed that if it is considered necessary to continue this Office and its staff beyond the 31st August 1954, I shoul forward proposals for doing so in good time. Accordingly I have to propose that the continuance of this Office, and its staff and establishment may kindly be sanctioned till the 30th November 1954.

2. The present staff of this Office consists of the following members :-

Serial No.	No.of posts	Designation	Scale
1	One	Competent Officer	Rs.695-45-875 plus Special pay of Rs.100/- per month
2	One	Senior Clerk	Rs.100-8-140
3	One	Typist	Rs.46-3-85-4-125-5-130 (with shorthand allowance)
4	Four	Clerks	Rs.46-3-85-4-125-5-130
5	Two	Peons	Rs.30-1/2-35
6	One	Watchman	Rs.30-1/2-35

All the above posts carry dearness allowance and other allowances as admissible under the rules.

3. The continuance of the posts at Serial Nos. to 4 in paragraph 2 above till 31st August 1954 was

sanctioned by Government Resolution, Rehabilitation Department No.EVS 1054-B dated 12th March 1954. The continuance of the posts at Serial no.5 till 31st August 1954 was sanctioned by Addundum No.EVS 1054-B dated 29th March 1954 to the said Resolution. The creation of the post at serial no.6 till 31st August 1954 was sanctioned in Government Letter No.EVS 3153/17531-B dated 22nd May 1954.

4. In January 19[illegible] were received here from the Competent Officer, Bombay. The exparte decisions made by the Competent Officer, Bombay in six other cases were set asid and those cases were restored to file in this Office. Six fresh cases were registered in this Office. Thus the total number of cases for disposal in this Office was 217. Out of these, 26 were decided by me exparte in March, April, May and June 1954 and 59 have been adjudicated in May and June after hearing both the parties. These 59 adjudicated cases have not been, however, all finally disposed of. Only one of them is finally disposed of by selling the Evacuee's share in the composite property to a claimant. In the remaining 58 adjudicated cases, the value of the evacuee's share is yet to be recovered, or separation thereof has yet to be effected in some other way. Thus 132 cases, which are yet unadjudicated have to be adjudicated, and out of those already adjudicated 58 yet wait for final disposal.

5. The work of adjudicating the above said unadjudicated 132 cases may last till the end of October, 1954. After all the work of this Office is finished, the winding up of the Office may require a fortnight. Even if the continuance of this Office is sanctioned till the end of November 1954, it may only be possible to complete the work of adjudicating all the remaining cases, but not of finally separating the evacuee's shares in the composite properties and recovering the value thereof by sale. Such work of finally disposing of the cases that may remain at the end of November 1954 can be conveniently transferred to the Office of the Competet Officer, Bombay.

6. At the beginning of this month, the Competent Officer, Bombay, visited this Office. In the Inspection Note prepared by him after visiting this Office he has opined that it will be possible to close this office finally at the end of October 1954. In the reply that I have sent to him under this Office No.4209 dated 28th June 1954 (paragraphs 12 to 16), I have stated that it would be advisable to seek Government's sanction for continuanne of this Office till the end of November 1954. A copy of the said paragraphs 12 to 16 from my said reply to the Competent Officer, Bombay, is enclosed herewith for your information. As I have observed in paragraph 16 of the said reply, simply because Government's sanction is sought and obtained for the continuance of this office till the end of November 1954 the work of this Office will not be prolonged and delayed till then. Every effort will be made to expedite the work of this Office and if the work is finished earlier then 30th November 1954, the office can be closed immediately when the work is finished even though Government's sanction might have been obtained for its continuance till the 30th November.

7. For the above reasons, I have to request you to be so good as to move Government to sanction the continuance of this Office, and its staff and establishment till 30th November 1954.

Yours faithfully,

(M.M.Nadkarni)
Competent Officer, Karnatak Division.

An extract from the Letter No.4209 dated 28th June 1954 from the Competent Officer, Karnatak Division to the Competent Officer, Bombay.

*****

12. At the end of the Inspection Note it is requested that steps should be taken to close this Office finally by the end of October, 1954. I may assure you that the work of this office is being transacted as expeditiously as possible. Giving my earnest consideration to the question of closing this office I think it desirable to propose to Government to sanction its continuance till the end of November, 1954.

13. In 25 cases Individual Notices are issued in this fortnight only. For issuing "F" Notices in these cases we shall have to wait till sixty days after service of the Individual Notices. Hence "F" Notices will come to be issued in these cases in September, 1954- At least six weeks are required from the date of the issue of the "F" Notice for fixing the cases for hearing. Hence these cases may come on for hearing at the end of October at the earliest.

14. You are now personally acquainted with the conditions of travel in this part of the country during the rains. One kri bridge at a distance of about 10 miles from this place has gone out of repair and has become difficult to pass. Every litigant coming to this place has to cross at least one ferry. Most of them have to cross two ferries and some even 3 and 4 ferries. During heavy rains these ferries are, sometimes, over-flooded and become unpassable. Till the middle of August there are heavy rains in this District. Litigants will not be able to attend this Office for their cases regularly and punctually till then. If cases are disposed of exparte when the litigants are not able to attend this Office owing to heavy rain there will be a rush of applications to set aside the exparte decisions and to re-hear the cases on merits.

15. For the above reasons I am afraid that most of the adjudication work may last till the end of October and not till the end of September 1954 as observed in paragraph 12

of the Inspection Note. Even after this Office ceases doing adjudication work, about a fortnight may be required to wind up the office finally. The type-writer and articles of furniture taken on hire and borrowed will have to be returned to the respective parties; the records of this Office will have to be sorted, listed and packed. A Clerk will have to be deputed to Hubli with the records to book the same to your Office by Railway. The Clerk may take a week to reach Hubli, do the booking and return to this place. I, therefore, think that it is advisable to request Government to sanction the continuance of this Office till the end of November, 1954.

16. I realise that it may be un-economic to continue this Office for a long period. But having opened the office at this place and having already incurred a substantial part of expenditure thereon, it may not be desirable to close it a month earlier causing inconvenience to parties and the public. It is only as a matter of precaution that I propose that Government should be requested to sanction the continuance of this Office till the end of November. Simply because Government sanctions the continuance of this Office till the end of November we need not necessarily continue it till then. If it is found feasible to close the Office at the end of October, we can do so even if Government's sanction is obtained to its continuance till the end of November. As I suggested to you I may come over to Bombay at the beginning of October and acquaint you with the state of work then prevailing. In consultation with the Secretary to the Government of Bombay, Rehabilitation Department we can then decide whether this Office should be finally closed at the end of October or at the end of November. If it is decided that it should be closed at the end of October, it can be done so without difficulty. But if the Government's sanction is taken for the continuance of this Office till the end of October only and it is afterwards found desirable to continue the office till the end of November, it may be difficult to obtain Government's sanction for further continuance of the Office till the end of

November at short notice; for, it generally takes two months to obtain Government's sanction for any proposal.

x x x x x

Yours faithfully,

Sd.M.M.Nadkarni
Competent Officer,
Karnatak Division.

Please see the forgoing proposal from the R.D., Karwartah Dn. for the continuance of this establishment — till 30/9/54. The sanction last-accorded expires on 31/8/54.

2. It appears that out of the 205 cases received by him in the beginning, there are yet 132 cases to be disposed. The further continuance of this establishment, therefore, seems necessary. It is, however, proposed to close the office of the R.D., Karwartah Dn. from 1/x/54. The R.D. has, therefore, been asked Semi-officially (vide copy attached) to take steps towards that end.

3. In view of the above circumstances sanction may be accorded to the further continuance of the existing staff for a period of 1 month i.e. till 30/9/54.

4. The expdr. is debitable to "57 - Misc. Expdr. on Disp. of Expdr. in connection with the

pro

Administration of Evacuee Interest (Expansion) Act, 1951

and ~~and~~ will be met from the provision made

thereunder in the current year's budget

You may please see us in

connection

10/7/54

12/7/54

14/7/54

[illegible] dtd. the 17/7/54

FINANCE DEPARTMENT
File No. VIII
Date 17-7-54
Serial No. 52052

nance Deptt.

VIII

In view of the circumstances explained in the letter dtd. 9th June 1954 from the Competent Officer, Karnatak Division the R.H.D. proposal at 'A' overleaf may be agreed to.

REHABILITATION DEPARTMENT
File No. EVS 2014
S. No. 29997
Date 2 AUG 1954

through Br. IV

D.S(S)

for Chief

D.O.No.EV31254/25[illegible]-D
Rehabilitation Department
Secretariat(Annexe), Fort,
Bombay(1), 10th July 1954.

Dear Shri Kadkarni,

Please refer to your letter No.6210, dated the 29th June 1954, regarding the continuance of your office till 30th November 1954.

2. As you are aware the Government of India are very keen on finishing the work of separation of the interests of the evacuees from the non evacuees. Accordingly we are closing down the office of the Competent Officer, Surat from the 15th July 1954. Shri Godbole after his inspection tour of your office had proposed that your office should be closed down by the end of October 1954. Government has, however, decided that your office should be closed by the end of September 1954.

May I, therefore, request you to kindly take steps in that direction. Please let me know in due course the steps you propose to take in that direction. In the meanwhile please attend to complete

/

adjudication in as many cases as possible.

Yours sincerely,

ISSUED
10th July 1957

(M.M.JANI)
ASSISTANT SECRETARY TO GOVERNMENT

To

Shri M.M.Nadkarni, B.A., L.L.B.,
Competent Officer, Karnatak Division,
Bhatkal.

Copy to the Competent Officer, Bombay.

MMJ.9/7

V. Imp
staff. proposals
12/8/84
12/8/84

Staff for the administration of —

Govt of Karnataka

Rules

Resolution No EVS 105 CY-B

Subject Amy Cy.

Read GR, Rules, No EVS 105 CY-B, dtd the 12/3/84.

Govt Addendum, Rules, No EVS 105 CY-B, dtd the 29/3/84.
Govt letter, Rules, No EVS 355 / 17531-B, dtd the 21/5/84
letter No 4210, dtd the 29/6/84 from the C.O.,
Karnataka Dn

Resolution Govt is pleased to accord sanction to the continuance of the following staff in the office of the C.O., Karnataka Dn. from the date of expiry of the sanction last accorded upto and inclusive of the 30/9/84

Sr. No	No. of posts	Designation	Scale
1	One	Computer Officer	Rs 695-45-875 pl Spl pay of Rs 100/-
2.	One	Sr. Clerk	Rs 440-8-480
3	One	Typist	Rs 425-15-500-EB-15-560 (with shorthand allowance)
4	Four	Clerks	Rs 425-15-500-EB-15-560
5	Two	Peons	Rs 330-10-380-EB-10-400
6	One	watchman	Rs 330-10-380-EB-10-400

2. All the above posts should carry dearness allowance and other allowances as admissible under the said rules.

3. The expenditure should be debited to "57- Misc. M-Expdr. on Wpns - H-Expdr. in connection with the Administration of Defence Interest (Requisition) Act, 1951" and met from the provision made thereunder in the current year's budget

Sd/- under the
of 1481M
A & S to Govt

To

The C.O.D, B
The Registrar, High Court (A & N), B (in Bottles)
The CO, B
The CO, Kirkee Sub Area,
The Civil Surgeon Kamrup / Kolhapur / Belgaum / Bijapur, Dharwar
The D.A.G. B (thro' the Govt)
The Govt
The Govt
The Govt
The Asstt Secy to the Govt of India
Min of M & A, New Delhi (by letter)

EVB 3154
2066
B

No.C.C./Kan

Office of the Competent Officer,
Barrack 8, Queen's Barracks,
Opp. Cooperage Football Ground,
Fort, BOMBAY.
Date: 16th August 1954

To

The Secretary to the Govt. of Bombay,
Rehabilitation Department,
BOMBAY.

Sub: Petition for not closing the Office of the Competent Officer of Bhatkal.

Sir,

I have received a petition signed by some persons from the Karnatak Division that the Office of the Competent Officer functioning at Bhatkal may not be closed. The petition is addressed to the Honourable Minister of Rehabilitation Department, New Delhi.

2.I, therefore, submit that petition along with this letter for necessary action.

Yours faithfully,

(J.H.Mehta)
Competent Offieer,
Bombay.

LRJ/-16.8

OFFICE OF THE COMPETENT OFFICER,
BOMBAY.
FILE No. Cot/Kar.
CASE No.
SR. No. 21734
DATE 17/8

To,

The Minister,
Rehabilitation Department,
NEW DELHI.

Dear Sir,

We, the public of Bhatkal Petha beg to state as under:-

We feel grateful to Government for establishing a court of Competent Officer, Karnatak Division and allocating its Head Quarter at Bhatkal as most of us who are non-evacuees having nothing to do with Pakistan were saved of much trouble and expenditure of going over to Bombay and establishing our claim to the composite -- property.

We learn with great regret that the Competent Officer's Court for Karnatak Division situated at Bhatkal as its Head Qaurter will be closed about 15th of September, 1954 and theremaining cases will be transferred to Bombay for being dealt with by the Competent Officer, Bombay. We urge upon you to kindly extend the term of the said court from 15th September, 1954 to 31st December, 1954 forthe following reasons, namely:

1) There are about 200 claims covered in about 100 cases still pending adjudication by the Competent Officer, Karnatak Division, Bhatkal. Out of these about 30 to 40 claims may be disposed of by the Competent Officer, Karnatak Division, Bhatkal during the month of August, 1954 beyond which he may not fix hearing and may devote the remaining period for office and other incidental work. In that eventuality, about 150 calims may remain unadjudicated and will be transferred to the Competent Officer, Bombay for hearing. If that happens we will have to incure unbearable expenditure to substantiate our claims at Bombay.

2) Most of us are poor and illiterate Hindu Agriculturists having substantial interest in the Composite property belonging to Muslims who have migrated to Pakistan. We have no connection whatsoever in Bombay and will feel as gish out of water there if we are to go to Bombay in order to get our claims separated and

Contd.----2.

OFFICE OF THE COMPETENT OFFICER,
BOMBAY.
FILE No.
CASE No.
SR. No.
DATE

G. Mohamed Shobber S/o Abboomohamed Sahul

N. Mohamedsalim

Sukotashuni

H. Muthammedsaheb.

H. Bahauddin Sahib

Mohamed Hanif

L.T.M. of ఎడమచేతి
వేలి ముద్ర

L.T.M. of కుడిచేతి
యొక్క వేలిముద్ర

L.T.M. of బొటనవేలి
ముద్ర వేయబడినది

K. Hussain Sahib

L.T.M. of ఎడమచేతి
వేలిముద్ర వేయబడినది.

L.T.M. of

L.T.M. of

L.T.M. of

V. G. Sastikal

S. M. Basha

Ek-2t-L. Bhat

S. Abdul Rahiman

119 R&S/a

The foregoing petitions from the residents of Bhathal and Umrawa Talukas may be ignored

Dm
31/8/49. We cannot grant his application. Please write an immediate reply to Co. Medical Officer stating that they may appoint Compounders in vacancies & fix hearings at a later date at Bhatkala and send his report through Collector who should submit his own remarks. We will write to the Govt after the Co's.

official Notice is served.

Emily Lucas

3/7/M

No. EVP 3154/331644B.
Rehabilitation Department.
Secretariat(Annexe), Fort.
Bombay(1) September 1954.

13 SEP 1954

To

Shri R.N.Kamat, M.L.A.,
Pleader,
Honavar, North Kanara.

Subject:- Office of the Competent Officer at Bhatkal.
Continuance of....

Sir,

I am directed to acknowledge the receipt of your letter, dated the 20th August 1954, and its accompaniment on the above subject.

Yours faithfully,

SUPERINTENDENT.
Rehabilitation Department.

ISSUED
13 SEP 1954

Also to be returned please

Copy with the letter under reply in original and its accompaniment forwarded with compliments to the Competent Officer, Karnatak Division, for favour of immediate report on the following points:-

(1) How many cases will remain on the closure of his Office from the 1st October 1954.

(2) Whether it will be possible to fix hearings at a later stage at Bhatkal.

2. The report should be submitted through the Competent Officer, Bombay, who should submit his own remarks thereon.

3. This may kindly be treated as 'immediate'.

Copy forwarded with compliments to the Competent Officer, Bombay.

fred/9.9.

INVEST WISELY
Buy NATIONAL SAVINGS CERTIFICATES

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

OFFICE OF THE CUSTODIAN OF EVACUEE PROPERTY WEST

Class 0 Prefix } Code Gq

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By Gn 6

Sent at H. 17 M. 11 Sn

To

By

Office Stamp.

Handed in at (Office of Origin)	Date.	Hour.	Minute.	Service Instructions.	Words.
bhatkal	16	14	35		32

Recd. here at 15 H. 20

TO

Custodian evacuee (S.C.).
Property mahatma Gandhi road bombay
= Reference public application for extension
competent officers court karnatak region
bhatkal pray order extension immdtly
or else work dislocated Public
Suffer inconvenience = Secretary
Tanzeem

N. B.—The name of the Sender, if telegraphed, should be written after, but separated from, the text.

Rubin Press, Calcutta-1.—1035 P & T. (M.F.P. 5170/O P 318 P. & T.)—20-6-51. 1,00,000 Books.

Br I

16.9.51

2-TO

CE P.5 dtd.

Submitted.

This may be sent to RHD. for necessary action.

17-9-56

yes, please

P.A. 17/9

REHABILITATION DEPARTMENT
File No. Bus 3054.
S. No. 36285
Date 19 SEP 1956 B

Ltr no. CE-P/ESA- dtd 17-9-56 - RHD

125 15

EXPRESS LETTER

From: Bomrehab, Bombay

To : The Competent Officer,
Karnatak Division, Bhatkal.

No.EVP3154/36285-B

Secretariat(Annexe),Fort,
Bombay(1), 22 September 1954.
22 SEP 1954

Subject:-Office of the Competent Officer at Bhatkal.
Continuance of.

Reference Government Endorsement, Rehabilitation Department, No.EVP 3154/33164-B, dated the 13th September 1954, on the above subject.

2. Please forward your report through the Competent Officer Bombay, by return of post.

Superintendent,
Rehabilitation Department
22 SEP 1954

Copy forwarded with compliments to the Competent Officer, Bombay, with reference to the Government Endorsement mentioned above. He should forward immediately the report of the Competent Officer, Karnatak Division with his own remarks thereon.

2/9

ADVANCE COPY.

129

No. of 1954.
Office of the Competent Officer,
Karnatak Division, Bhatkal, North Kanara,
20th September 1954.

To

The Secretary to Government of Bombay,
Rehabilitation Department,
Secretariat (Annexe),
Fort, Bombay.

Subject :- Office of the Competent Officer at Bhatkal.
Continuance of .....

Reference:- Rehabilitation Department endorsement forwarding to this Office a copy of Government Letter No. EVP 3154/33164-B dated 10-8-1954 addressed to Shri S.M.Kamath, I.A.S. together with its accompaniments.

Sir,

In January 1954, this Office received 205 pending cases, record of one case adjudicated but not finally disposed of, and records of 77 cases decided exparte from the Office of the Competent Officer, Bombay.

2. Out of the abovesaid 77 cases decided exparte by the Competent Officer, Bombay, his exparte decisions in six cases were set aside and those six cases were restored to file for rehearing in this Office. Eight fresh cases were instituted in this Office. So the total number of cases for adjudication in this Office was 219, and in the aforesaid one case adjudicated by the Competent Officer, Bombay, this Office had to recover the value of the Evacuee's share for separating his interest from the interests of non-evacuees.

3. In the aforesaid one case which was adjudicated by the Competent Officer, Bombay, but in which the evacuee's interest was not finally separated from the non-evacuees' interests, this Office has separated the Evacuee's interest by recovering its value from the non-evacuee claimants. This case has thus been finally disposed of in this Office.

4. Out of the abovesaid 218 cases pending for adjudication in this Office, 54 cases have been decided exparte under section 11 of the Evacuee Interest (Separation) Act; 140 cases will be adjudicated by the end of this month and 22 cases

25

139

R.H.D.

M., R.H.D. may please see the report of the Competent Officer, Karnatak Division. It will be seen from this report that not many cases are pending in that region under the Evacuee Interest (Separation) Act. From the C.O.'s report it ~~becomes~~ is clear that only 16 cases will be pending in Kanara District, out of which only 13 cases will require adjudication at Bhatkal. This, the C.O., Bombay, will do by fixing up hearing at Bhatkal after some time. Thus there will be no inconvenience to the residents of Kanara District by the closure of the office of the C.O., Bhatkal.

24/9/59

M., R.H.D. Reply according to the letter of Shri Kamat.

2/10/59

C/1/7

the Office of the Competent Officer, Bombay without inconvenience to any party. So out of the pending cases of the Kanara District there remain only thirteen which, it may be possible to adjudicate at Bhatkal after 1st October 1954. Out of these thirteen cases "F" Notices have been served on respondents in three cases and they are ready for hearing; one of them has not been heard because an adjournment is taken on behalf of the Custodian and Deputy Custodian of Evacuee Property to file their written statements. In two other cases adjournment ~~has~~ have been taken by the claimants. In five cases, sixty days have elapsed since publication of General Notice and service of individual notices; but there has not been sufficient time to issue "F" Notices. In five cases Individual Notices have not yet been served on all the non-evacuees. These five cases will not, therefore, be ready for hearing until the beginning of March 1955..

9. To sum up, there remain no cases pending adjudication from the Districts of Dharwar, Belgaum and Kolhapur. As regards the six cases pending adjudication from Bijapur District, they can be more conveniently heard at Bombay than at Bhatkal. Out of the sixteen pending cases from Kanara District, only thirteen cases require adjudication at Bhatkal for the convenience of the parties. As stated above, five out of these thirteen Kanara cases will not be ready for hearing until the beginning of March 1955. If this Office is closed at the end of this month it will be possible for the Competent Officer, Bombay, to visit Bhatkal with one Clerk and one Peon from his Office some time about the middle of March 1955 and hear all the thirteen cases from Kanara within 8 or 10 days at Bhatkal. Only, care will have to be taken that all respondents in these cases including the Custodian and Deputy Custodian of Evacuee Property file their written statements in answer to "F" Notices in Bombay Office by the middle of February 1954.

10. In Letter No.CO/KAN.dated 15-9-1954. the Competent

Officer, Bombay has requested me to furnish information of pending cases Districtwise. That information is given in the two tabular statements annexed hereto.

11. Letter dated 20th August 1954 from Shri R.N. Kamath, M.L.A., together with its accompaniments is returned herewith.

Yours faithfully,

(M.M. Nadkarni)
Competent Officer,
Karnatak Division.

T/PPU'R STATE'ENT NO.II.

Cases which have been adjudicated but are pending final separation by separating Evacuees' interests from those of non-evacuees.

District	Cases in which non-evacuees have agreed to purchase Evacuees' shares under sec. 10(2)(ii) of the Evacuee Interest (Separation)Act or parties have agreed to redeem mortgages but in which payment is not yet made	Cases in which claimants have agreed to purchase Evacuees' shares under sec.10(2)(ii) of the Evacuee Interest (Separation)Act but the Custodian's consent is not yet received for the sale	Cases in which orders have been passed for sale of whole composite properties under sec.10(2)(iii) of the Evacuee Interest (Separation) Act and in which proclamations of sale are yet to be issued	Remarks.
1	2	3	4	5
KANARA	48	15	22	
BIJAPUR	2	Nil	Nil	
DHARWAR	3	Nil	Nil	
BELGAUM	2	Nil	Nil	
KOLHAPUR	Nil	Nil	Nil	

Bhatkal
20th September 1954

(M.V.Nadkarni)
Competent Officer, Karnatak Division.

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OFFICE OF THE COMPETENT OFFICER
No. C/KA
File C - 5386
Sr. No. 2419
DATED 20

141

5480

No. of 1954.
Office of the Competent Officer,
Karnatak Division, Dhatkal, Dist. Kanara,
20th September 1954.

The Secretary to Government of Bombay,
Rehabilitation Department,
Secretariat (Annexe),
Fort, Bombay.

Subject :- Office of the Competent Officer at Dhatkal.
Continuance of .....

Reference:- Rehabilitation Department endorsement forwarding to this Office a copy of Government letter no. EVP 0154/66104-B dated 15-9-1954 addressed to Shri R.A.Kamath,B.A.,B.L., together with its accompaniments.

Sir,

In January 1954, this Office received 205 pending cases, record of one case adjudicated but not finally disposed of and records of 77 cases decided exparte from the Office of the Competent Officer, Bombay.

2. Out of the aforesaid 77 cases decided exparte by the Competent Officer, Bombay, his exparte decisions in six cases were set aside and those six cases were restored to file for rehearing in this Office. Eight fresh cases were instituted in this Office. So the total number of cases for adjudication in this Office was 219, and in the aforesaid one case adjudicated by the Competent Officer, Bombay, this Office had to recover the value of the Evacuee's share for separating his interest from the interests of non-evacuees.

3. In the aforesaid one case which was adjudicated by the Competent Officer, Bombay, but in which the Evacuee's interest was not finally separated from the non-evacuees' interests, this Office has separated the Evacuee's interest by recovering its value from the non-evacuee claimants. That case has thus been finally disposed of in this Office.

4. Out of the aforesaid 219 cases pending for adjudication in this Office, 54 cases have been decided exparte under section 11 of the Evacuee Interest (Separation)Act; 146 cases will be adjudicated by the end of this month and 19 cases

will remain pending adjudication on 1st October 1954.

5. Out of the aforesaid 143 cases that are adjudicated in this Office, 51 cases have been fully and finally disposed of by separating the Evacuees' interest from those of non-evacuees by partition or recovering the value of the Evacuees' shares from the claimants etc. Out of the remaining 92 adjudicated cases, non-evacuee claimants have agreed to purchase the Evacuees' shares in 70 cases and in the other 22 cases the whole composite properties will have to be sold and the sale proceeds distributed among the co-sharers. Out of the aforesaid 70 adjudicated cases in which claimants have agreed to purchase the Evacuees' shares they have taken time to pay the value of the Evacuees' shares in 55 cases and the other fifteen cases are pending receipt of the Custodian's consent for the transfer of the Evacuees' shares to the non-evacuee claimants. In the aforesaid 22 adjudicated cases in which the whole composite properties are to be sold and the sale proceeds to be distributed among the co-sharers, this Office has as yet taken no steps towards bringing the properties to sale for want of sufficient time. In these 22 cases the work of preparing proclamations of sale and taking further steps to bring the properties to sale will have to be done in the Office of the Competent Officer, Bombay, after 1st October 1954.

6. Out of the aforesaid 22 cases that will remain pending adjudication on 1st October 1954, six are from Bijapur District and sixteen from Kanara District. From the other three Districts of Dharwar, Belgaum and Kolhapur there are no cases pending adjudication.

7. Out of the six cases from Bijapur District which will remain pending adjudication on 1st October 1954, "F" Notices have been served in four cases. One of these four cases in which "F" Notices have been served is not heard in this Office because the written statements on behalf of the Custodian and Deputy Custodian of Evacuee Property ~~were~~ are not filed therein and an adjournment was

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Officer, Bombay has requested me to furnish information of pending cases Districtwise. That information is given in the two tabular statements annexed hereto.

11. Letter dated 20th August 1954 from Shri K.N. Kamath, M.L.A., together with its accompaniments is returned herewith.

Yours faithfully,

(A.D. Naikarni)
Competent Officer,
Karnatak Division.

Forwarded with compliments through the Competent Officer, Room No.8, Queen's Barracks, Opp. Cooperage Foot Ball Ground, Fort, Bombay.

TABULAR STATEMENT NO.I.

Cases that will remain unadjudicated on 1st October, 1954, Classified according to Districts.

District	Cases in which General Notices are not yet published and/or Individual notices are not yet served	Cases in which sixty days have elapsed but no claims are received and which are pending exparte decision under sec.11 of the Evacuee Interest (Separation) Act	Cases in which sixty days have elapsed and claims have been received but "F" Notices are not yet issued for want of time	Cases in which "F" Notices have been served on respondents but which have not been as yet heard
1	2	3	4	5
KANARA	5	3	5	3
BIJAPUR	2	Nil	Nil	4
DHARWAR	Nil	Nil	Nil	Nil
BELGAUM	Nil	Nil	Nil	Nil
KOLHAPUR	Nil	Nil	Nil	Nil

Bhatkal
20th September 1954

(M.M.Naikarni)
Competent Officer, Karnatak Division.

5

TABULAR STATEMENT NO.II.

Cases which have been adjudicated but are pending final separation by separating evacuees' interests from those of non-evacuees.

District	Cases in which non-evacuees have agreed to purchase evacuees' shares under sec. 10(a)(ii) of the Evacuee Interest (Separation)Act or parties have agreed to redeem mortgages but in which payment is not yet made	Cases in which claimants have agreed to purchase evacuees' shares under sec.10(a)(ii) of the Evacuee Interest (Separation)Act but the Custodian's consent is not yet received for the sale	Cases in which orders have been passed for sale of whole composite properties under sec.10(a)(iii) of the Evacuee Interest (Separation) Act and in which proclamations of sale are yet to be issued	Remarks.
1	2	3	4	5
KANARA	48	15	22	
BIJAPUR	2	Nil	Nil	
DHARWAR	3	Nil	Nil	
BELGAUM	2	Nil	Nil	
KOLHAPUR	Nil	Nil	Nil	

Bhatkal
30th September 1954

(M.B.Naikarni)
Competent Officer, Karnatak Division.

No.EVS3154/37221-B
Rehabilitation Department
Secretariat (Annexe), Fort,
Bombay (1), October 1954

12 OCT 1954

From

The Assistant Secretary to the Government of Bombay,
Rehabilitation Department

To

Shri R.N.Kamat, M.L.A.,
Pleader,
Honavar, North Kanara.

Subject:- Office of the Competent Officer at Bhatkal.
Continuance of .

Sir,

With reference to your letter dated the 20th August 1954 on the above subject, I am directed to state that as the number of cases pending with the Ex-Competent Officer, Karnatak Division was small, the continuance of a full pledged office of the Competent Officer was not considered justified. Government have, therefore, abolished the office of the Competent Officer at Bhatkal. However the few cases in balance from the Karnatak Division will be decided by the Competent Officer, Bombay who will be deputed to any convenient place in Kanara District for the purpose at some future date. Thus there will be no inconvenience to the residents of Kanara District by the closure of the office of the Competent Officer, Bhatkal.

Yours faithfully,

(N.M.JANI)
Assistant Secretary to the Government of Bombay
Rehabilitation Department.

KH.8/10

151 71

Kamat R. N., M. L. A.,
B. Sc., LL. B.,
PLEAD
HONAVAR,
N. KANARA

20th August 1954.

To, The Secretary , Rehabilitation Dept. , Bombay.

Sub. Competent Officer's court at Bhatkal-Extension.

Sir,

While forwarding the representation ,received by me on the above subject,I humbly stress before you the following few points for your kind consideration.

Honavar taluka and Bhatkal petha in the N.Kanara district of the Bombay state form my constituency for the State Assembly. As I have been carefully observing the working of that court from the very beginning. Establishment of that court at the said place has become a great boon to the unfortunate ~~farmen~~ men , who are affected by the Evacuee Properties Act.Most of the Pakistan Evacuees from the Karnatak region are from the area of my constituency.The properties of these evacuees are agricultural holdings and some buildings in town area , all lying in these 2 talukas only. There are a very few cases ,which form an exception to the above general statement and these cases , I believe , are already disposed. Now there are very many non-evacuees, interested in the evacuee properties, holding tenancy and many kinds of independent rights.Their interests are to be seperated on proper enquiry by the Competent officer.

Since its inception , the Competent Officer ,appointed for the Bhatkal Court , has been working with great zeal and tireless energy. But owing to the delay in the arrival of the records of the cases from Bombay and in the appointment of the clerical staff, hearing work in the court could not actually commence for the 1st 2 months. Hence the competent officer could not dispose of the hearing cases within 6 months time ,as originally scheduled. I understand that there areabout 100 cases to be disposed of after the end of next month. Non-evacuees ,whose interests are involved in these cases, are about 4-500 in number They are very poor persons and if their claims are heard and not disposed of here at Bhatkal only , they will be unable to go to Bombay to establish their claims. In that case, great injustice will be caused to these poor non-evacuees.

I,therefore ,request you on behalf of these poor persons to extend the duration of the Court of the Competent Officer at Bhatkal by at least2 months more ,i.e. till the end of November next, so as to enable him to dispose of all the cases entrusted to him in a period of 6 working months only, as originally fixed.A small expenditure ,that will be incurred by the Govt. in this connection will be justifiable as that will give or

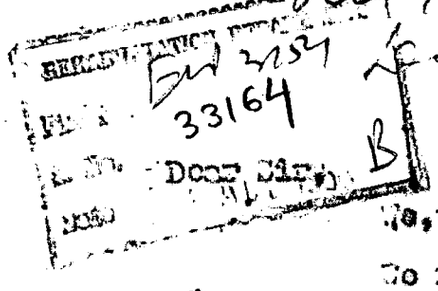
administer justice at cheap cost to many aggrieved persons. I hope you will oblige those poor non-evacuees by granting them their reasonable request.

This matter is very urgent and hence I request you to take decision in the matter before the 15th of next month. I shall be in Poona for the coming Legislative Assembly session by the end of this month and I ,therefore ,request you to send any further communication in this matter to my following address viz.

" Council Hall, Poona."

Please acknowledge this letter.

Yours faithfully,



We,the public of Khatkal Patha beg to state as under:-

We feel grateful to Government for establishing a court Competent Officer,Kamatak Division and allocating its Head Quarter Khatkal as most of us have not much nothing to do with Solicitors were alive of such trouble and expenditure of going over to Bombay and establishing our claim to the acquisite property.

We learn with great regret that the Competent Officer's Court for Kamatak Division situated at Khatkal on its Head Quarter be closed about 15th of September,1954 all the pending cases will transferred to Bombay for being dealt with by the Competent Officer, Bombay. We urge upon you to kindly extend the term of the said Court from 15th September,1954 to 31st December,1954 for the following reasons,kindly:

There are about 200 claims covered in about 100 cases still pending adjudication by the Competent Officer,Kamatak Division,Khatkal Out of these about 30 to 40 claims may be disposed off by the Competent Officer,Kamatak Division,Khatkal,during the month of August 1954 leaving which we may not be hearing only those pending cases for office and other incidental work.In that eventuality ,about 150clai may remain unadjudicated and will be transferred to the Competent Offic Bombay,for hearing.If that happens,will have to incur unbearable expenditure to substantiate our claims at Bombay.

2)Most of us are poor and illiterate Hindu agriculturists having substantial interest in the acquisite property belonging to Muslims who have migrated to Pakistan.We have no connection whatever in Bombay and will feel no end of botheration there if we are to go to Bombay hereafter to get our claims represented and adjudicated.It will be impossible for us to get the assistance of lawyers in Bombay as we have not got the means and capacity to pay them and feel that without such legal assistance we may loose our interest in the acquisite property in than the claims of the Office and thereby of the case to Bombay will be detrimental to adjudicate of the little property we have.

3)We reside in the southernmost extremity of the State and shall have to travel about 500 miles to reach Bombay by bus and by rai for two days and shall have to spend hundreds of rupees by way of trav ling expenditure,staying for eighty in Bombay,then for long term and travelling expenses of witnesses whom we shall have to examine before the Officer at Bombay.

Y.C.O.

4)Some of the persons interested in the composit property are purdanashin ladies who cannot go to Bombay to give evidence in support of their claim.

5)Though the Court was established a few months back, it started adjudication for about two months, the remaining period being taken in the preliminary procedural formalities prescribed by law.

6)The question of the cost of the office should not be, we earnestly urge upon you a decisive factor in the discontinuance of the office. Ours is a well-fare State; and what is lost by the people of the State should be deemed to be the loss of the State itself. Convenience of the people and safeguarding their interest should have a priority over a little expenditure which may be saved by closing the office. A small saving in this respect and the advantage accruing therefrom will be off set by the inconvenience and hardship to be experienced by the people.

Hence we request you to issue orders for continuing this office till December, 1954. by which time we feel the majority of the pending cases will be disposed of.

Thanking you,

Yours faithfully,

Place)

Date: 16/8/54

Submitted through
Shri R. N. Kaw
M. L. A.

Any communication
in this connection may
please be addressed
to "General Secretary
Majlis-e-Islah
Wa-Tanzeem
Srinagar"

N. L.

159 45

Submitted with respects.

It will appear from the report of the Competent Officer, Karnatak Division, that out of the total of 219 cases which he had to deal with, about 22 cases are yet pending for adjudication of claims. A further number of 22 cases are pending for sale of the composite properties and distribution of sale proceeds amongst the sharers and the Custodian. In other cases the claimants are willing to purchase the evacuee's share and so some of them are pending for getting consent of the Custodian and the majority of them for making payments. N.O.U

2. In those cases in which the claimants are purchasing the evacuee's share, very little is to be done at the Head Quarters of the Competent Officer, Karnatak Division. The money can be sent here by Bank draft or money order. As regards the 22 cases in which the composite properties are to be sold the Mamlatdar and ex-Officio Sales Officer concerned will effect the sale at the village where the property is situated and the parties will not be in a necessity to come personally to this Office at Bombay. It is only in the case of the 22 cases, pending adjucation, and some cases in which accounts of income etc. would have to be taken that there may be some hardships to the parties concerned to come down to Bombay for proving their claims or to render accounts. But the number of such cases being very small, it will not justify the continuance of a full-fleged Office of the Competent Officer for Karnatak Division. A way may be found for disposing off these pending cases, if the Competent Officer at Bombay is authorised to go for a few days and decide the cases at some place within the area of that Office. It will appear from the report that some 6 cases are pending from Bijapur District and 16 from Karwar District. It will be convenient if the Competent Officer, Bombay, is authorised to hold some sitting at Bijapur to dispose off the pending cases of that District and at any convenient place in Karwar District to dispose off the pending cases of that District.

P.T.O.

will remain pending adjudication on 1st October 1954.

5. Out of the aforesaid 143 cases that are adjudicated in this Office, 51 cases have been fully and finally disposed of by separating the Evacuees' interest from those of non-evacuees by partition or recovering the value of the Evacuees' shares from the claimants etc. Out of the remaining 92 adjudicated cases non-evacuee claimants have agreed to purchase the Evacuees' shares in 70 cases and in the other 22 cases the whole composite properties will have to be sold and the sale proceeds distributed among the co-sharers. Out of the aforesaid 70 adjudicated cases in which claimants have agreed to purchase the Evacuees' shares they have taken time to pay the value of the Evacuees' shares in 55 cases and the other fifteen cases are pending receipt of the Custodian's consent for the transfer of the Evacuees' shares to the non-evacuee claimants. In the aforesaid 22 adjudicated cases in which the whole composite properties are to be sold and the sale proceeds to be distributed among the co-sharers, this Office has as yet taken no steps towards bringing the properties to sale for want of sufficient time. In these 22 cases the work of preparing proclamations of sale and taking further steps to bring the properties to sale will have to be done in the Office of the Competent Officer, Bombay, after 1st October 1954.

6. Out of the aforesaid 22 cases that will remain pending adjudication on 1st October 1954, six are from Bijapur District and sixteen from Kanara District. From the other three Districts of Dharwar, Belgaum and Kolhapur there are no cases pending adjudication.

7. Out of the six cases from Bijapur District which will remain pending adjudication on 1st October 1954, "F" Notices have been served in four cases. One of these four cases in which "F" Notices have been served is not heard in this Office because the written statements on behalf of the Custodian and Deputy Custodian of Evacuee Property were not filed therein and an adjournment was

167 53

To,

The Deputy Custodian of Evacuee Property,

Kanara, KARWAR.

Dear Sir,

We, the public of Bhatkal Petha beg to state as under:-

We feel grateful to Government for establishing a court of Competent Officer, Karnatak Division and allocating its Head Quarter at Bhatkal as most of us who are non-evacuees having nothing to do with Pakistan were saved of much trouble and expenditure of going over to Bombay and establishing our claim to the composite -- property.

We learn with great regret that the Competent Officer's Court for Karnatak Division situated at Bhatkal as its Head Quarter will be closed about 15th of September, 1954 and there remaining cases will be transferred to Bombay for being dealt with by the Competent Officer, Bombay. We urge upon you to kindly extend the term of the said court from 15th September, 1954 to 31st December, 1954 for the following reasons, namely:

1) There are about 200 claims covered in about 100 cases still pending adjudication by the Competent Officer, Karnatak Division, Bhatkal. Out of these about 30 to 40 claims may be disposed of by the Competent Officer, Karnatak Division, Bhatkal during the month of August, 1954 beyond which he may not fix hearing and may devote the remaining period for office and other incidental work. In that eventuality, about 150 claims may remain unadjudicated and will be transferred to the Competent Officer, Bombay for hearing. If that happens we will have to incure unbearable expenditure to substantiate our claims at Bombay.

2) Most of us are poor and illiterate Hindu Muslim Tourists having substantial interest in the Composite property belonging to Muslims who have migrated to Pakistan. We have no connection whatsoever in Bombay and will feel as fish out of water there if we are to go to Bombay in order to get our claims separated and

Contd.-----2.

REHABILITATION DEPARTMENT
File No. EVS 3154
S. No. 38292
Date 30 SEP 1954

163 49

No. 5576 of 1954.
Office of the Competent Officer,
Karnatak Division, Bhatkal, North Kanara.
Date: 27th September, 1954.

To.

The Secretary
to Government of Bombay,
Rehabilitation Department,
Secretariat (Annexe),
Fort, Bombay

Subject:- Office of the Competent Officer, at Bhatkal
Continuance of - -

Reference:- Government Express Letter, Rehabilitation Department No.EVS 3154/36285-B dated 22nd September, 1954.

Sir,

The report called for in Government endorsement, Rehabilitation Department No.EVP.3154/33164-B dated 13th September, 1954 was submitted through the Competent Officer, Bombay under this Office No.5480 dated 20th September, 1954. An advance copy of the same was sent to Government, Rehabilitation Department under this Office No.5479 dated 20th September, 1954 directly for immediate information. I suppose that the reports have been duly received by now.

Yours faithfully.

(M.M.Nadkarni)
COMPETENT OFFICER,
KARNATAK DIVISION.

The report referred to in 'B' of this has been received and necessary action is being taken

File with

adjudicated. It will be impossible for us to obtain the assistance of lawyers in Bombay as we have not gotthe means and -- capacity to pay them and feel that without such legal assistance we may lose our interest in the Composite Properties. Thus the closing of office and shifting of the same to Bombay will be -- tantamount to depriving us of the little property we have.

3) We reside in the Southern most extermity of the State and shall have to travel about 500 miles to reach Bombay by bus and by rails fort wo days and shall have to spend hundreds of rupees by way of travelling expenditure, charges for staying in Bombay, fees for lawyers and travelling expenses of witnesses whom we shall have to examine before the Officer at Bombay.

4) Some of the persons interested in the Composite are purdhanshin ladies who cannot go to Bombay to give evidence in support of theirclaim.

5) Though the court was established a few months back, it started adjudication for about 2 months, the remaining period being taken in the preliminary procedural properties formalities prescribed by law.

6) The question of cost of the office should not be, we emphatically urge upon you, adecisive factor in the discontinuance of the office. Ours is a well-fare State and what is lost by the people of the State should be deem to be a loss of the State if Convenience of the people and safegaurding their interest have a priority over a little expenditure which may be saved by closing the office. A small saving in this respect and the -- advantage accruing therefrom will be off set by the inconvenience and hardship to be experienced by the people.

Hence we request you to issue orders for continuing this office till December, '54 by which time we feel the majority of the pending cases will be disposed of.

Thanking you,

Yours faithfully,

Place: Bhatkal
Dated: 9-8-54

Any correspondance in this connection may please be done with The Hon. Secretary. Majlise-Islah-O-Tanzeem Bhatkal

S. Mahomed Shebleer Hoomohamed
Sahib

N. N. Mohamedsukri
Erukkoteshwari

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H. Elbuhanimed Sahib

H. Bahauddin Sahib

H. Mohamed Hanif

H. Pirasa Sahib

Sahib

L. T. M. of

L. T. M. of

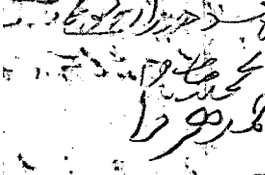
L. T. M. of

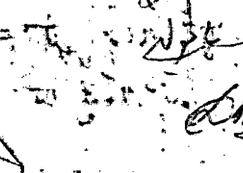
K. Hussain Sahib

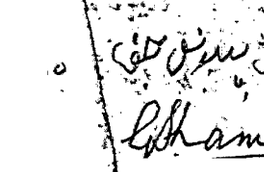
L. T. M. of Tamanju
Kom Ahamed M.

V. G. Sashittal

S. M. Basha







Amat Rao Narayan Lakshman
B. Sc. LL. B.
PLEADER,
HONAVAR,
N. KANARA
Phone 39660

Dept. R.H.D. 17/59

Phone 28th Sept. 19

Bal 5/10

Shri. G. D. Tapase,
Hon'ble Minister for Rehabilitation,
Fisheries & Backward Classes, B.S.,
at Poona.

Subject - Competent Officer's court at Bhatkal.

Sir,

During my interview with you on the subject in the last week, you had a talk on phone with your Secretary and you were pleased to inform me, that the Rehabilitation Dept. is issuing directions to one of the Competent Officers at Bombay to hold his court at Bhatkal only to finally dispose of about 70 cases from Bhatkal area only pending for decision under the Separation of Evacuee Interest Act. I request you now to direct your Secretary to confirm his order in writing immediately to the Public Relations, addressed to him in Bombay

[illegible] in this subject [illegible]

I hope [illegible] will do the needful early and oblige

Yours faithfully

[illegible]

RnD/R.

173

Submitted with reference to M (R&D)'s minute, dtd the 8/X/54.

2. Attention is invited to A/S's note, dtd 25/9/54, regarding the registration. In view of the fact that cases pending with the office of the competent officer, Karnataka Dn., that office has been closed from 1/X/54. However for the convenience of the residents of Karwar, it is proposed to depute the competent officer, Bombay to Karwar to hear the cases there. Shri Karanth has already been apprised of this in this Deptt's letter, dtd 11/X/54. No further action, therefore, appears necessary.

DS
4/11/54.

The Co. Barbay informed me that he will fix up hearings as soon as the cases are ready for the hearing.

18/10/54

M (R&D)

19/10

175

No. EVS 3154/38292-B

Rec'd 1 NOV

Oct 29.

P/2941/2

2941

To

Shri Manmohan Krishan,

U.S. to the G.O.I.,

Cairo, New Delhi.

Sub:- Transfer of cases under Section 19 of the Foreign Intent (Registration) Act, 1947.

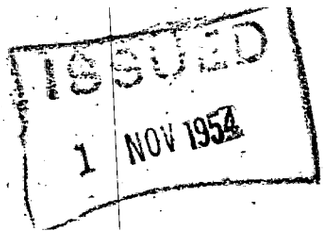
Sir,

I am directed to state that the office of the C.O., Karnataka Dn. has been abolished from 1/X/59 and the few cases in balance with that office will be dealt with by the C.O., Bihar. The C.O., Karnataka Dn. ~~had~~ was given jurisdiction over Kannur, Vijayapur, Dharwar, Belgaum & Kolhapur Dists.

Therefore, to request that necessary notification may kindly be issued under Section 19 of the Foreign Intent (Registration) Act, 1951 declaring the transfer of the cases from

the ~~Kaiamat~~ office of the e.o., Kaiamtak Div. to that of the e.o., ...

Cy: J



8/11/54
S- to Cmt —
Ag —

Copy for st to the e.o., ... for the

~~notice~~ convenience of the residents of the ~~Kaiamat West~~ Kaiamtak Div., he is requested to fix up hearing as soon as the cases are ready for hearing in ~~one~~ a convenient place in Kaiamat West.

Dilo
Dy